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Regulations

TITLE 7—AGRICULTURE

Chapter VII—War Food Administration (Agricultural Adjustment)

PART 721—CORN

1943 MARKETING QUOTAS

A proclamation by the War Food Administrator total supply and normal supply of corn and corn marketing quotas for the crop of corn grown in 1943.

Whereas, section 322 (a) of the Agricultural Adjustment Act of 1938, as amended, requires that whenever in any calendar year it is determined that the total supply of corn as of October 1 will exceed the normal supply thereof by more than 10 per centum, marketing quotas shall be in effect in the commercial corn-producing area for the crop of corn grown in such area in such calendar year, and

Whereas, such determination may be proclaimed at any time prior to September 15 of such year,

Now, therefore, Pursuant to the foregoing authority and in accordance with Executive Order 9322, as amended by Executive Order 9334, it is hereby determined and proclaimed that:

§ 721.305 *Determinations relating to corn marketing quotas for 1943.* (1) The total supply of corn for the marketing year commencing October 1, 1943, is 3,415,000,000 bushels.

(2) The normal supply of corn for the marketing year commencing October 1, 1943, is 3,143,000,000 bushels.

(3) The reserve supply level of corn for the marketing year commencing October 1, 1943, is 3,231,000,000 bushels.

(4) The normal marketing quota level for corn for the marketing year commencing October 1, 1943, is 3,457,000,000 bushels.

(5) The total supply of corn as of October 1, 1943, will not exceed the normal supply thereof by more than 10 percent. Therefore, there will be no marketing quotas for the 1943 crop of corn.

Issued at Washington, D. C., this 14th day of September 1943.

(Authority: 52 Stat. 49, 50, 53 Stat. 1125; 7 U.S.C. 1940 ed. 1322 and E.O. 9322, March 26, 1943, as amended by E.O. 9334, April 19, 1943)

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-15197; Filed, September 17, 1943; 11:10 a. m.]

Chapter XI—War Food Administration (Distribution Orders)

PART 1490—MISCELLANEOUS FOOD PRODUCTS

[FDO 51, Amdt. 1]

RESTRICTIONS ON THE USE AND DELIVERY OF EDIBLE MOLASSES

Food Distribution Order No. 51 (8 F.R. 5430), § 1490.5, issued by the Administrator, Food Production and Distribution Administration, on April 24, 1943, is amended as follows:

1. By deleting the provisions in (b) (1) thereof and inserting, in lieu thereof, the following:

(1) Unless specifically authorized by the Director, no blender or food manufacturer shall accept delivery of edible molasses during any marketing year in excess of 110% of a yearly supply.

2. By deleting the provisions in (b) (3) thereof and inserting, in lieu thereof, the following:

(3) Every blender or food manufacturer, before accepting delivery of edible molasses shall deliver (in duplicate) to his supplier a certificate in substantially the following form properly filled out and manually signed by a duly authorized official:

The undersigned hereby certifies to the Food Distribution Administration, War Food Administration, and his supplier that the delivery to him of _____ gallons of edible molasses of the following type: _____ (refiners' sirup, _____, in the marketing year ending _____, blackstrap, etc.)

on September 30, 194____, in connection with which this certificate is furnished, will not, taking into consideration edible molasses received or to be received by the undersigned, during said marketing year, from all sources,

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be in excess of 110% of a yearly supply to which the undersigned as a _____ (blender or food manufacturer) is entitled under the terms of Food Distribution Order No. 51, as amended, with which the undersigned is familiar.

By _____ Name of deliverer
Duly authorized official

Date

With respect to violations of said Food Distribution Order No. 51, rights accrued, or liabilities incurred prior to the effective date of this amendment, said Food Distribution Order No. 51 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

This amendment shall become effective on October 1, 1943, at 12:01 a. m. e. w. t. (E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 16th day of September 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-15201; Filed, September 17, 1943; 11:10 a. m.]

[Suspension Order Docket No. FDA-MW-3]

PART 1590—SUSPENSION ORDERS

J. J. STANTON AND SON

This proceeding was instituted by the issuance and service of a Statement of Charges and Procedure by the Acting Regional Administrator for the Midwest Region, Food Distribution Administration, War Food Administration, from which it appears that J. J. Stanton, Sr., and J. J. Stanton, Jr., individually and as co-partners, trading and doing business under the name and style of J. J. Stanton & Son, 918 Grandview Boulevard, Sioux City, Iowa (the "respondents"), violated Food Distribution Order 11, (8 F.R. 1090), issued by the Secretary of Agriculture on January 21, 1943, and effective February 1, 1943, by purchasing or otherwise acquiring milk from more than two handlers during the periods February 1, 1943 to February 28, 1943, both dates inclusive, and April 1, 1943 to April 11, 1943, both dates inclusive, and Amendment 1 to Food Distribution Order 11 (8 F.R. 4751), issued by the Secretary of Agriculture on April 9, 1943, and effective April 12, 1943, by purchasing or otherwise acquiring milk from more than two handlers on three consecutive days during the period April 12, 1943 to July 7, 1943, both dates inclusive.

The respondents neither filed an answer nor requested a hearing.

It appears from evidence available to the War Food Administrator, which includes a statement executed by one of the copartners, that respondents were fully acquainted with the contents and requirements of the various food orders, including Food Distribution Order 11, as amended, and were aware that their purchases of milk, which totaled approximately 25 to 40 quarts per day, con-

stituted violations of this order. Although respondents complained that the observance of the requirements of the order constituted an onerous burden, it does not appear that they have filed a petition for relief from hardship pursuant to § 1402.21 (g) of this order.

Upon the basis of the foregoing evidence, the War Food Administrator, acting under authority conferred upon him by Executive Order 9322 (8 F.R. 3807), as amended by Executive Order 9334 (8 F.R. 5423), hereby finds and determines that respondents are subject to all the terms and provisions of Food Distribution Order 11, as amended, and that respondents willfully violated Food Distribution Order 11, as amended, in the manner and to the extent as hereinabove set forth. The War Food Administrator also finds and determines that Sioux City, Iowa, is a municipality having a population in excess of 5,000 persons.

Because of the great scarcity of dairy products, including milk and cream, in the channels of distribution for the fulfillment of the requirements of the United States for defense, for private account, and for export, and because of the importance of having dairy products, including milk and cream, distributed in a manner to assure an adequate supply and efficient distribution thereof for war and essential civilian needs, the aforesaid wilful violations by respondents have impeded the war effort and have, therefore, been contrary to the public interest. It also appears that further violations by respondents are likely unless appropriate action is taken. It is therefore ordered, That:

§ 1590.7 *Suspension order against J. J. Stanton, Sr. and J. J. Stanton, Jr., individually and as co-partners, trading and doing business under the name and style of J. J. Stanton & Son.* (a) Respondents, their agents, successors, or assigns, shall not, in any manner, directly or indirectly, (1) purchase or otherwise acquire milk or cream from any handler for resale or distribution, or (2) accept delivery or otherwise acquire milk or cream from any handler for resale or distribution.

(b) No handler shall, in any manner, directly or indirectly, deliver or distribute milk or cream to respondents, their agents, successors, or assigns, for resale or distribution, or accept delivery or distribution of milk or cream from respondents, their agents, successors, or assigns, for resale or distribution.

(c) Nothing contained in this order shall be deemed to relieve respondents, their agents, successors, or assigns from any restriction, prohibition, or provision contained in any order or regulation of the War Food Administrator, except insofar as the same may be inconsistent with the provisions hereof.

(d) Any terms used in this order which are defined in Food Distribution Order 11 (8 F.R. 1030), issued by the Secretary of Agriculture on January 21, 1943, and made effective February 1, 1943, shall have the meaning therein given to them, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof.

(e) This order shall become effective 12:01 a. m., c. w. t., October 1, 1943, and, unless sooner terminated, shall expire 11:59 p. m., c. w. t., October 31, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 16th day of September 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-15198; Filed, September 17, 1943; 11:10 a. m.]

Chapter XII—War Food Administration (Commodity Credit Orders)

[Order 6]

PART 1600—OILSEEDS

SOYBEANS

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of soybeans, for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1600.6 *Restrictions on purchases and use of soybeans—(a) Definitions.*

(1) "Processor" means any person engaged in the business of producing soybean oil.

(2) "Manufacturer" means any person engaged in the business of producing soybean products other than oil.

(3) "Seed dealer" means any person engaged in the business of buying and selling soybeans for planting purposes.

(4) "Country shipper" means any person regularly engaged in the business of purchasing directly from farmers, storing, and selling grain at other than terminal markets.

(5) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not, including the States of the United States, their political subdivisions and agencies.

(6) "Purchase" means to purchase, acquire by barter or exchange, or to contract to do any of the foregoing. The term "sell" shall be construed accordingly.

(7) "Soybeans" means whole or ground soybeans.

(b) *Restriction on purchase of soybeans by processors.* No processor shall purchase, accept delivery of, or use soybeans of the 1943 crop except pursuant to a contract entered into with the Commodity Credit Corporation or as otherwise authorized by the President of Commodity Credit Corporation.

(c) *Restrictions on purchase and use of soybeans by manufacturers and seed dealers.* No manufacturer or seed dealer shall purchase or accept delivery of soybeans of the 1943 crop in a total quantity which, taken in conjunction with the quantity of his existing supply of soybeans, would be in excess of his manufacturing and seed sales requirements for the period ending October 10, 1944, and no soybeans of the 1943 crop shall be used by a manufacturer or seed dealer except for meeting his manufacturing

and seed sales requirements, or for sale to persons eligible to purchase or accept delivery of such soybeans under this subsection or under subsections (b), (d) or (e) hereof.

(d) *Limitation on country shipper's inventory of soybeans.* No country shipper shall have on hand at any time after March 31, 1944, a quantity of soybeans of the 1943 crop exceeding the quantity for which he has contracts to sell to processors, manufacturers, seed dealers and Commodity Credit Corporation but which he has not yet delivered, plus the greater of (1) the quantity of soybeans of the 1943 crop purchased by him during the immediately preceding 30 days or (2) 2,000 bushels of such soybeans.

(e) *Restrictions on purchase of soybeans by other persons.* No person other than a processor, a manufacturer, a seed dealer, or a country shipper shall purchase or accept delivery of soybeans of the 1943 crop in a total quantity in excess of the quantity (1) required to fill orders from processors, manufacturers, and seed dealers on hand at the time of such purchase; (2) required to be delivered or deliverable under contracts with Commodity Credit Corporation; and (3) necessary to meet his planting requirements.

(f) *Prohibition on purchase and use of soybeans for feed or fertilizer.* No person shall purchase or accept delivery of soybeans for use as or manufacture into feed or fertilizer, and no soybeans purchased by or delivered to any person shall be used as or manufactured into feed or fertilizer. This restriction applies only to soybeans in whole or ground form.

(g) *Prohibition on sales.* No person shall sell soybeans to any person if he knows or has reason to believe that the purchase thereof would be in violation of this order.

(h) *Existing contracts.* The restrictions imposed by this order shall be effective without regard to the rights of creditors, existing contracts, or payments made.

(i) *Audits and inspections.* The President of the Commodity Credit Corporation shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of soybeans of any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(j) *Records and reports.* The President of the Commodity Credit Corporation shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(k) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may apply in writing for relief to the President of the Commodity Credit Corporation, setting forth in such petition all pertinent facts

and the nature of the relief sought. The President of the Commodity Credit Corporation may thereupon take such action as he deems appropriate, which action shall be final.

(l) *Violations.* The War Food Administrator may, by suspension order, prohibit any person who violates any provision of this order from receiving, making any deliveries of, or using soybeans, or any other material subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using materials subject to the priority or allocation control of other governmental agencies. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(m) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the President of the Commodity Credit Corporation. The President of the Commodity Credit Corporation is authorized to redelegate to any person within the War Food Administration any or all of the authority vested in him by this order.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the President of the Commodity Credit Corporation, be addressed to the War Food Administrator, United States Department of Agriculture, Washington 25, D. C., Ref. CCC-6.

(o) *Effective date.* This order shall become effective on 12:01 a. m., e. w. t., September 17, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 15th day of September 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-15199; Filed, September 17, 1943; 11:10 a. m.]

[Order 7]

PART 1600—OILSEEDS
COTTONSEED

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of cottonseed for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1600.7 *Restrictions on purchases and on use of cottonseed—(a) Definitions.*

(1) "Processor" means any person engaged in the business of producing cottonseed oil.

(2) "Manufacturer" means any person engaged in the business of producing cottonseed products other than oil.

(3) "Seed dealer" means any person engaged in the business of buying and selling cottonseed for planting purposes.

(4) "Recognized handler" means any person regularly engaged prior to August 1, 1943, in the business of purchasing and selling cottonseed.

(5) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not, including the States of the United States, their political subdivisions and agencies.

(6) "Purchase" means to purchase, acquire by barter or exchange, or to contract to do any of the foregoing. The term "sell" shall be construed accordingly.

(7) "Cottonseed" means whole or ground cottonseed.

(b) *Limitation on inventory and use of cottonseed by processors, manufacturers and seed dealers.* No processor, manufacturer or seed dealer shall purchase or accept delivery of cottonseed of the 1943 crop in a total quantity which, taken in conjunction with the quantity of his existing supply of cottonseed, would be in excess of his processing, manufacturing and seed sales requirements for the period ending August 15, 1944, and no cottonseed of the 1943 crop shall be used by a processor, manufacturer or seed dealer except for meeting his processing, manufacturing and seed sales requirements, or for sale to persons eligible to purchase or accept delivery of such cottonseed under this subsection or under subsection (c) or (d) hereof.

(c) *Limitation on ginner's and recognized handler's inventory of cottonseed.* No ginner or recognized handler shall have on hand at any time a quantity of cottonseed of the 1943 crop exceeding the quantity for which he has contracts to sell to processors, manufacturers, and seed dealers but which he has not yet delivered, plus the greater of (1) the quantity of cottonseed of the 1943 crop purchased by him during the immediately preceding 30 days or (2) 30 tons of such cottonseed.

(d) *Restrictions on purchase of cottonseed by other persons.* No person other than a processor, a manufacturer, a seed dealer, a ginner, or a recognized handler shall purchase or accept delivery of cottonseed of the 1943 crop in a total quantity in excess of the quantity necessary to meet his planting requirements.

(e) *Prohibition on purchase and use of cottonseed for feed and fertilizer.* No person shall purchase or accept delivery of cottonseed for use as or for manufacture into feed or fertilizer, and no cottonseed purchased by or delivered to any person shall be used as or manufactured into feed or fertilizer. This restriction applies only to cottonseed in whole or ground form.

(f) *Prohibition on sales.* No person shall sell cottonseed to any person if he knows or has reason to believe that the purchase thereof would be in violation of this order.

(g) *Existing contracts.* The restrictions imposed by this order shall be ef-

fective without regard to the rights of creditors, existing contracts, or payments made.

(h) *Audits and inspections.* The President of the Commodity Credit Corporation shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of cottonseed of any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(i) *Records and reports.* The President of the Commodity Credit Corporation shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(j) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may apply in writing for relief to the President of the Commodity Credit Corporation, setting forth in such petition all pertinent facts and the nature of the relief sought. The President of the Commodity Credit Corporation may thereupon take such action as he deems appropriate, which action shall be final.

(k) *Violations.* The War Food Administrator may, by suspension order, prohibit any person who violates any provision of this order from receiving, making any deliveries of, or using cottonseed, or any other material subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using materials subject to the priority or allocation control of other governmental agencies. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(l) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the President of the Commodity Credit Corporation. The President of the Commodity Credit Corporation is authorized to redelegate to any person within the War Food Administration any or all of the authority vested in him by this order.

(m) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the President of the Commodity Credit Corporation, be addressed to the War Food Administrator, United States Department of Agriculture, Washington 25, D. C., Ref. CCC-7.

(n) *Effective date.* This order shall become effective on 12:01 a. m., e. w. t., September 17, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 15th day of September, 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-15200; Filed, September 17, 1943; 11:11 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property Custodian

[General Order 5-H]

PART 503—GENERAL ORDERS

REPORT OF PROPERTY OR INTEREST WITHIN TERRITORY OF HAWAII OF AN ENEMY COUNTRY OR A DESIGNATED NATIONAL

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned hereby issues the following regulation:

§ 503.5a *General Order No. 5-H.* (a) All designated persons shall file a report of any property or interest in which there is reasonable cause to believe a designated enemy country or a designated national has an interest.

(b) Such reports shall be submitted in duplicate on Form APC-3, which is hereby adopted and made a part of this order, and shall be executed under oath and shall contain complete information in the manner provided in Form APC-3.

(c) For the purposes of this order the terms:

(1) "Designated persons" shall mean persons or officers within the Territory of Hawaii acting under judicial supervision, or in any court or administrative action or proceeding, or in partition, libel, condemnation or other similar proceedings, including, but not by way of limitation, (i) executors, (ii) administrators, (iii) guardians, (iv) committees, (v) curators, (vi) trustees under wills, deeds or settlements, (vii) receivers, (viii) trustees in bankruptcy, (ix) assignees for the benefit of creditors, (x) United States marshals, (xi) sheriffs, (xii) commissioners, (xiii) persons acting under trust agreements, and (xiv) all other persons or officers acting in a similar capacity;

(2) "Designated enemy country" shall mean any foreign country against which the United States has declared the existence of a state of war (Germany, Italy, Japan, Bulgaria, Hungary and Rumania) and any other country with which the United States is at war in the future;

(3) "Designated national" shall mean any person in any place under the control of a designated enemy country or in any place with which, by reason of the existence of a state of war, the United States does not maintain postal communication.

(d) Upon the execution of such report it shall be forwarded on or before November 30, 1943, to the Office of Alien

Property Custodian, Estates and Trusts Section, Honolulu, Territory of Hawaii.

(e) Subsequent to November 30, 1943, such report shall be filed on Form APC-3 by any designated person within thirty days from the date upon which such designated person qualifies.

(f) This order shall not be deemed to amend, modify or supersede General Order No. 5, issued by the Alien Property Custodian on August 3, 1942, except with respect to the Territory of Hawaii.

(g) This order shall be effective September 17, 1943.

(40 Stat. 411, 50 U.S.C. App.; 55 Stat. 839, 50 U.S.C. App. (Supp. 1941); E.O. 9193, 7 F.R. 5205)

Executed at Washington, D. C., on September 17, 1943.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15180; Filed, September 17, 1943; 10:34 a. m.]

[General Order 6-H]

PART 503—GENERAL ORDERS

SERVICE OF PROCESS WITHIN TERRITORY OF HAWAII UPON ANY PERSON WITHIN ANY DESIGNATED ENEMY COUNTRY OR ANY ENEMY-OCCUPIED TERRITORY

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned hereby issues the following regulation:

§ 503.6a *General Order No. 6-H.* (a) In any court or administrative action or proceeding within the Territory of Hawaii in which service of process or notice is to be made upon any person in any designated enemy country or enemy-occupied territory, the receipt by the Alien Property Custodian of a copy of such process or notice sent by registered mail to the Alien Property Custodian at Honolulu, Territory of Hawaii, shall be service of such process or notice upon any such person, if, and not otherwise, the Alien Property Custodian within sixty days from the receipt thereof shall file with the court or administrative body issuing such process or notice, a written acceptance thereof.

(b) Such process or notice shall otherwise conform to the rules, orders or practice of the court or administrative body issuing such process or notice.

(c) This order shall not be construed to limit the authority of the Alien Property Custodian to take any measures in connection with representing any such person in any action or proceeding as in his judgment and discretion is or may be in the interest of the United States.

(d) For the purposes of this order the terms:

(1) "Person" shall mean any individual, partnership, association or corporation;

(2) "Designated enemy country" shall mean any foreign country against which the United States has declared the existence of a state of war (Germany, Italy, Japan, Bulgaria, Hungary and Ruma-

nia) and any other country with which the United States is at war in the future;

(3) "Enemy-occupied territory" shall mean any place under the control of any designated enemy country or any place with which, by reason of the existence of a state of war, the United States does not maintain postal communication.

(e) This order shall not be deemed to amend, modify or supersede General Order No. 6, issued by the Alien Property Custodian on August 3, 1942, except with respect to the Territory of Hawaii.

(f) This order shall be effective September 17, 1943.

(40 Stat. 411, 50 U.S.C. App.; 55 Stat. 839, 50 U.S.C. App. (Supp. 1941); E.O. 9193, 7 F.R. 5205).

Executed at Washington, D. C., on September 17, 1943.

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15181; Filed, September 17, 1943; 10:34 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 601—ADMINISTRATION; GENERAL

[Order 6]

ORDER REQUIRING COMMITTEES TO SUBMIT PLAN OF OPERATIONS

Requiring that a general plan of operations be submitted by the National Anthracite Distribution Committee, Regional Anthracite Distribution Committees and Supply and Distribution Committee.

A National Anthracite Distribution Committee and Regional Anthracite Distribution Committees have been created and are functioning in accordance with the provisions of § 602.14 of Solid Fuels Administration for War Regulation No. 2 and a Supply and Distribution Committee has been appointed in accordance with § 602.10 (d) of Solid Fuels Administration for War Revised Regulation No. 2. In the interest of efficiency and orderly procedure, it is necessary that each of these committees formulate a general plan of operations and submit it to the Solid Fuels Administrator for War for approval. Accordingly, in order to effectuate the purposes of Executive Order No. 9332, and by virtue of the authority vested by that order, *It is hereby ordered, That:*

Sec.

601.31 General plan of operations.

601.32 Vacancies on committees.

601.33 Effective date of order.

AUTHORITY: §§ 601.31 to 601.33, inclusive, issued under E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2(a), 54 Stat. 676 as amended by 55 Stat. 236 and 56 Stat. 176.

§ 601.31 *General plan of operations.* The National Anthracite Distribution Committee shall submit to the Solid Fuels Administrator for War on or before September 25, 1943, a general plan outlining the method to be employed by said committee in respect to the functions to be

performed by it pursuant to Solid Fuels Administration for War Revised Regulation No. 2, together with a statement of the means to be employed by said committee in defraying its expenses and the expenses of each member thereof in performing the functions of said committee.

Each Regional Anthracite Distribution Committee and the Supply Distribution Committee shall separately submit to the Solid Fuels Administrator for War on or before October 15, 1943, a general plan outlining the methods to be employed by each committee in respect to the functions to be performed by each of said committees pursuant to Solid Fuels Administration for War Revised Regulation No. 2, together with a statement of the means to be employed by each committee in defraying the expenses of each committee and each member thereof, in the performance of their respective functions.

Any material change in the plan of operations or the method of defraying the expenses of any of said committees or the members thereof shall be submitted to the Solid Fuels Administrator for War for approval.

§ 601.32 *Vacancies on committees.* The Solid Fuels Administrator for War may from time to time make such changes in the membership of any of the above-mentioned committees as is deemed necessary in order to carry out the purposes of Executive Order No. 9332 and Regulations issued pursuant thereto.

In making changes in the membership of the National Anthracite Distribution Committee or in the Regional Anthracite Distribution Committees and in filling vacancies on any of said committees, resulting from any cause, the Solid Fuels Administrator for War will consider suggestions and recommendations from any producer, wholesaler or retail dealer.

In making changes in the membership of the Supply and Distribution Committee and in filling vacancies on said committee resulting from any cause, the Solid Fuels Administrator for War will consider suggestions and recommendations from any producer or wholesaler.

§ 601.33 *Effective date of order.* This order shall be effective on the date of issuance.

Issued this 15th day of September 1943.

HAROLD L. ICKES,
Solid Fuels Administrator for War.

[F. R. Doc. 43-15164; Filed, September 16, 1943; 2:50 p. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices

PART 133—REGULATIONS OF THE GOVERNOR OF HAWAII

PERFORATION OF SECURITIES

SEPTEMBER 2, 1943.

Regulations relating to securities, as amended, under E.O. No. 8389, as amend-

ed, E.O. No. 9193, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

The regulations relating to securities of July 3, 1942, as amended, are hereby further amended to read as follows:

§ 133.2 *Regulations relating to securities—(a) Perforation of securities.* (1) On or before August 1, 1942 all securities within the Territory of Hawaii shall be perforated with the official symbol "H" by a domestic bank in such Territory, or by such other persons as may be designated. Every person shall satisfy himself that all securities within his possession or custody in the Territory of Hawaii on August 1, 1942, and at all times thereafter, have been duly perforated with the official symbol "H". Machines for perforating securities with the official symbol "H" will be furnished to such domestic bank.

(2) All securities brought into the Territory of Hawaii after July 3, 1942 shall be immediately delivered to a domestic bank, or to such other person as may be designated, for perforation with the official symbol "H".

(3) All securities issued in the Territory of Hawaii after September 2, 1943 shall, immediately after issuance, be perforated with the official symbol "H" by or at the direction of the issuer or its transfer agent.

(4) No person shall receive or hold within the Territory of Hawaii any securities which have not been perforated with the official symbol "H".

(b) *Restrictions on exportation of perforated securities.* Except as authorized by a license or other authorization of the Governor of Hawaii, no security may, after July 3, 1942, be exported or otherwise physically taken from the Territory of Hawaii unless Form TFE-2, issued pursuant to Executive Order No. 8389, as amended, has been previously attached to such security. Application for the attachment of Form TFE-2 may be filed with the Office of the Governor of Hawaii, Foreign Funds Control, on Form TFR-H28. Such application shall set forth a complete description of the security and the circumstances surrounding its exportation or shipment from the Territory of Hawaii.

(c) *Definitions.* As used in these regulations:

(1) The term "domestic bank" means any branch or office within the Territory of Hawaii of any bank or trust company incorporated and doing business under the laws of the United States or of the Territory of Hawaii relating to the operation of banks or trust companies.

(2) The term "securities" shall not be deemed to apply to United States Defense and War Savings Stamps or to non-transferable United States Government Securities, including United States Defense and War Savings Bonds, of all series and designations; United States Adjusted Service Bonds; and United States Treasury Notes, Tax Series A—1943, B—1943, A—1944, and B—1944.

(d) *Former regulations in effect for certain purposes.* The regulations relat-

ing to securities, as issued by the Governor of Hawaii on July 3, 1942, and amended on August 4, 1942, are hereby continued in full force and effect as to all acts done or omitted to be done and any penalties or liabilities incurred prior to the issuance of this amendment.

[SEAL] INGRAM M. STAINBUSH,
Governor of Hawaii.

[F. R. Doc. 43-15202; Filed, September 17, 1943; 10:13 a. m.]

PART 133—REGULATIONS OF THE GOVERNOR OF HAWAII

REVOCATION OF REGULATIONS RELATING TO SAFE DEPOSIT BOXES

SEPTEMBER 2, 1943.

Revocation of regulations relating to safe deposit boxes, under E.O. No. 8389, as amended, E.O. No. 9193, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

The regulations relating to safe deposit boxes, issued on August 13, 1942, are hereby revoked.

Such regulations are hereby continued in full force and effect as to all acts done or omitted to be done and any penalties or liabilities incurred prior to this revocation.

[SEAL] INGRAM M. STAINBUSH,
Governor of Hawaii.

[F. R. Doc. 43-15203; Filed, September 17, 1943; 10:13 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 3208—SCHEDULED PRODUCTS

[General Scheduling Order M-293 as Amended Sept. 17, 1943]

"Part 3208—Critical Common Components", is hereby amended to read "Part 3208—Scheduled Products."

General Scheduling Order M-293, as amended April 21, 1943, is hereby amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the production of certain products for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3208.1 *General Scheduling Order M-293.* (a) *Definitions.* For the purpose of this order:

¹ 7 F.R. 5808, 6463.

² 7 F.R. 6721.

(1) "M-293 product" means any item listed in the tables to this order except Tables 1 and 2. These items are identified in the tables as Class X, Class Y, Class Z, and unclassified. Manufacturers of Class X products must submit periodic shipping schedules to the War Production Board. Purchasers of Class Y products must get WPB approval before placing their purchase orders. In the case of Class Z products the shipping schedules of manufacturers of end products and manufacturers of component parts may be coordinated under the supervision of the claimant agency as explained in paragraph (e). The same product may be in 2 or 3 of these classifications and if so is subject to the provisions applying to each. Unclassified M-293 products, as well as classified products, are subject to the other provisions of this order.

(2) "Manufacturer" means any person to the extent that he is engaged in making an M-293 product.

(b) *Operations reports.* Each manufacturer must file an operations report on the applicable form designated in Col. 1 of the appropriate table at the times prescribed and in accordance with the instructions accompanying the form. If no form is designated in Col. 1, no operations report need be filed.

(c) *Provisions covering Class X products.* (1) Each manufacturer of Class X products must file with the War Production Board his shipping schedule on the form shown in the appropriate table, at the times shown and in accordance with the instructions accompanying the form. In arranging the sequence of shipments on his shipping schedule, the manufacturer shall be governed by Priorities Regulation 1 unless otherwise instructed.

(2) When the schedule has been filed, it automatically becomes a "frozen schedule" under Priorities Regulation 18 and the manufacturer must schedule his production and make his shipments so as to fill the schedule without regard to preference ratings or directions from any governmental agency, except that it may be amended by the War Production Board as explained in Priorities Regulation 18 and paragraph (g) of this order. If the instructions for the appropriate form do not say how long the schedule is frozen, it is frozen for the first three calendar months which it covers.

(d) *Provisions covering Class Y products.* (1) No person shall place a purchase order with a manufacturer and no manufacturer shall accept a purchase order for any Class Y product unless the purchase order is accompanied by specific authorization of the War Production Board obtained on the form shown in the appropriate table.

(2) All authorized purchase orders for Class Y products which the manufacturer accepts and agrees to ship on the dates specified in the authorization automatically become a "frozen schedule" under Priorities Regulation 18, and the manu-

facturer must schedule his production and make his shipments so as to fill the schedule without regard to preference ratings or directions from any governmental agency, except that it may be amended by the War Production Board as explained in Priorities Regulation 18 and paragraph (g) of this order. A manufacturer must not accept an order which will interfere with a previously frozen schedule.

(3) A distributor who places a purchase order for a Class Y product must accompany it by an authorization as provided in subparagraph (1) above. If he buys for immediate resale, the information called for in the application for authorization must be given about his customer rather than himself. This application may be filled out and filed either by the distributor or by the customer. In either case the distributor must forward the authorization with his purchase order to the manufacturer. If the distributor is buying for stock, he must say so on his application and give all available information called for by the application form about his trade in general. A manufacturer may not transfer a Class Y product to a distribution outlet owned or controlled by him without an authorization obtained in the same way as if he were selling it to a distributor. The term "distributor" includes wholesalers, retailers, jobbers, sales agencies, and consignees for sale.

(e) *Provisions covering Class Z products.* (1) A prime contractor or manufacturer must accompany his purchase orders for Class Z products with the form shown in the table when he is instructed to do so by a claimant agency. Such instructions will be given only for the programs listed in Table 1. In cases where no such instructions are given, this paragraph (e) does not apply.

(2) A manufacturer of a Class Z product who receives a purchase order covered by the form referred to above must complete the form and return it. If the form includes a list of components of his product which are themselves Class Z products, then he must also fill out another copy of the form and accompany each purchase order for any of the listed components with the form. He must use the form to cover only the listed components which he needs to fill the orders received by him.

(3) If a Class Z product is also a Class X or a Y product, a purchase order covered by the appropriate form becomes part of a "frozen schedule" only in the manner explained in paragraph (c) or (d) above. If the Class Z product is not also a Class X or a Class Y product, then, even though the purchase order is covered by the form, it does not become part of a frozen schedule unless the person who places the order gets the approval of the War Production Board to the freezing of his supplier's schedule. If approval is obtained, and the manufacturer with whom the order is placed accepts the same and agrees to ship on the dates specified in the form, then the order

automatically becomes part of a "frozen schedule" under Priorities Regulation 18 and the manufacturer must schedule his production and make his shipments so as to fill the schedule without regard to preference ratings or directions from any governmental agency, except that it may be amended by the War Production Board as explained in Priorities Regulation 18 and in paragraph (g) of this order. A manufacturer must not accept an order which will interfere with a previously frozen schedule.

(f) *Deviations from a frozen schedule.* If a manufacturer is unable to fulfill on time a frozen schedule for any M-293 product, he must make shipments, as far as practicable, in the sequence required by the schedule. In any case where the scheduled dates of shipments will be appreciably affected by a delay in or acceleration of production, the manufacturer shall notify the War Production Board of the reason for the delay or acceleration and the revised dates on which he expects to be able to make shipments under each purchase order affected.

(g) *Other scheduling provisions.* With respect to any M-293 products, the War Production Board may, notwithstanding any other order, preference rating, directive, rule or regulation (except Priorities Regulation 18) of the War Production Board, or of any other Governmental Agency:

(1) Revoke any authorization or approval to place a purchase order granted by it under paragraph (d) or (e) above;

(2) Direct the return or cancellation of any purchase order on the books of a manufacturer;

(3) Direct changes in the shipping schedule of a manufacturer;

(4) Cancel purchase orders placed with one manufacturer and direct that they be placed on another manufacturer;

(5) Take such other action as it deems necessary with respect to the production of, the placing of purchase orders for, or the shipment of M-293 products.

(h) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provisions appealed from, and stating fully the grounds of the appeal.

(i) *Reports and communications.* The list of M-293 products is arranged so that the name of the Industry Division appears at the top of the table covering M-293 products for which it is primarily responsible. All reports and forms required by the order and all appeals should be addressed to the War Production Board, Washington, D. C., attention of the appropriate Industry Division so listed. All reports and forms required in paragraphs (b), (c), (d), (e), (f), and (g) of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(j) *Application of other orders and regulations.* The listing of any M-293

product under this order relieves all persons from complying with the indicated provisions of the orders shown in Table 2 (§ 3208.3).

(k) *Violations.* Any person who willfully violates any provisions of this order, or who in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing, or using material under priority control, and may be deprived of priorities assistance.

Effective date. This order, as amended, and Tables 1 through 13 shall become effective September 24, 1943.

Issued this 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15226; Filed, September 17, 1943; 12:10 p. m.]

PART 3208—SCHEDULED PRODUCTS

[Table 1 to General Scheduling Order M-293]

PROGRAMS

§ 3208.2 *Table of programs.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Paragraph (e) applies only to orders for Class Z products for the programs and claimant agencies shown in the following list:

Ships as programmed by the Navy Department, the Maritime Commission and the War Department.

Advanced and Overseas Bases as programmed by the Navy Department.

Tanks, Combat Vehicles and motor transport vehicles as programmed by the War Department.

Power generating plants as programmed by the Office of War Utilities.

Plants designed for the production of rubber as programmed by the Office of the Rubber Director.

Plants designed for the production of high octane gasoline as programmed by the Petroleum Administration for War.

Issued the 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15228; Filed, September 17, 1943; 12:10 p. m.]

PART 3208—SCHEDULED PRODUCTS

[Table 2 to General Scheduling Order M-293]

OTHER SCHEDULING ORDERS

§ 3208.3 *Other scheduling orders.* (a) Pursuant to paragraph (j) of General

Scheduling Order M-293, all persons are relieved from complying with the following provisions of War Production Board orders for products listed on the Tables to General Scheduling Order M-293:

M-76, all provisions.

L-100, all provisions except that the order remains effective as to secondhand or reconditioned equipment.

L-117, all provisions.

L-163, all provisions.

L-172, all provisions except paragraphs (d) (2) and (d) (3).

L-193, provisions of paragraph (b) (1), the first sentence only of sub-paragraph (c) (1), paragraph (d), and paragraph (f).

L-203, provisions of paragraphs (b) (1) and (b) (2).

L-234, all provisions.

E-6, provisions of paragraph (d) (2).

E-10, provisions of paragraph (c) and (d).

Issued the 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15229; Filed, September 17, 1943; 12:10 p. m.]

PART 3208—SCHEDULED PRODUCTS

[Table 3 to General Scheduling Order M-293]

ALUMINUM AND MAGNESIUM DIVISION

§ 3208.4 *Table for Aluminum and Magnesium Division.* (a) The following table is issued pursuant to the provi-

Type of M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Diesel and gas (not gasoline engines) (non-marine only):				
(a) Over 750 R. P. M.	XZ	878	878	
2. Air-cooled gasoline engines (35 H. P. or less)	XZ	878	878	
3. Liquid-cooled gasoline engines (except aircraft propulsion) for use in end products not built by the engine manufacturer, and commonly known in the trade as "Industrial Engines."	XZ	878	878	
4. Liquid-cooled gasoline engines (except aircraft propulsion) other than those defined under Item #3.		Page 1 only of 878.		
5. Internal combustion engine components except those used on aircraft propulsion engines:				
(a) Magneto.	XZ	878-A2	878-A2	
(b) Fuel injection equipment.	XZ	878-A1	878-A1	
6. Internal combustion engine components for the engines defined in (1) (2) (3) above for use in engines not built by the component manufacturer:				
(a) Piston rings.				
(b) Mechanical governors.				
(c) Electric starting motors, engine mounted only.				
(d) Friction bearings (flanged and sleeved type only).				
(e) Camshafts (finished only).				
(f) Crankshafts (finished drop forged).	XZ	878-C1	878-C1	
(g) Carburetors.	XZ	878-A3	878-A3	

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003, 3401, or on the form shown in Column 2. A person placing an order for a Class Z product under paragraph (e) of M-293 must use form WPB-3003, 3400, or 3401, as specified in the instructions he received, to accompany his purchase order.

Issued this 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15231; Filed, September 17, 1943; 12:11 p. m.]

sions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Forgings (aluminum).....	X	{2476 2685}	2251	
a. Propellers.....				
b. Crank cases.....				
c. Pistons.....				
d. Large hammer forgings (10,000 lbs. and over).....				
e. Small hammer forgings (less than 10,000 lbs).....				
f. Press forgings.....				

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003, 3401, or on the form shown in Column 2.

Issued this 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15230; Filed, September 17, 1943; 12:10 p. m.]

PART 3208—SCHEDULED PRODUCTS

[Table 4 to General Scheduling Order M-293]

AUTOMOTIVE DIVISION

§ 3208.5 *Table for Automotive Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293.

PART 3208—SCHEDULED PRODUCTS

[Table 5 to General Scheduling Order M-293]

BUILDING MATERIALS DIVISION

§ 3208.6 Table for Building Materials Division. (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293.

Type of M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Marine fittings hardware:		3002.37		
(a) Forged shackles — all types and sizes				
(b) Forged and fabricated rope sockets — all sizes				
(c) Rope thimbles — for wire or manila rope 3/4" diameter and larger				
(d) Forged, fabricated and pipe turnbuckles — all styles and sizes (except aircraft).				
(e) Tackle blocks — all types, maximum lifting capacity 100 tons.				
(f) Wire rope clips and clamps.				
Purchase orders totalling \$100 or more for items (a) to (f) inclusive (purchase orders shall not be subdivided for the purpose of evading this requirement).	Y			2683
2. Electrical connectors (plugs and receptacles):		3002.19		
(a) A. N. type (Army-Navy standard).				
(b) Types generally similar to A. N., including British Standard and ultra low loss connectors for coaxial cables.				
(c) Miscellaneous types not manufactured under general "A. N." specification, excluding telephone type plugs and jacks and/or plugs and receptacles and similar wiring devices ordinarily used in building construction.				

¹A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization.

Issued this 17th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-15232; Filed, September 17, 1943; 12:11 p. m.]

PART 3208—SCHEDULED PRODUCTS

[Table 6 to General Scheduling Order M-293]

GENERAL INDUSTRIAL EQUIPMENT DIVISION

§ 3208.7 Table for General Industrial Equipment Division. (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Fans, blowers and exhausters. Any new device or machine which moves, compresses or exhausts air or other gases by centrifugal, rotary or axial means: except (i) wall type propeller fans having a blade diameter of less than 17 inches; (ii) ceiling, air circulator, desk, wall bracket and portable window fans and pedestal type fans of a portable nature; (iii) fans and blowers manufactured by a person solely for incorporation into other machinery or devices (including pulverizers, stokers, and boilers) also manufactured by him; (iv) propeller type fans for use as a part of internal combustion engines; (v) high pressure blowers in Item 4 of this section:				
a. Axial and propeller fans, including drivers.	Z	3000.20		
b. All other fans coming under the above definition, including drivers, but excluding axial and propeller fans.	Z	3000.20		
2. Conveying machinery and mechanical power transmission equipment (except underground mine equipment, slope conveyors, speed reduction units and unmounted gears as listed under item 2-a and flexible couplings of the types listed under item 2-b):				
a. Speed reduction units and unmounted gears (except main marine propulsion gears, ship engine room auxiliary equipment gears and aircraft engine gears).	Z	2578		
b. Flexible couplings (only those types listed below):		3002.06		
1. Rubber mounted type.				
2. Flexible grid type.				
3. Flexible pin type.				
4. Gear type.				
3. Pumps, industrial (except measuring and dispensing, and reciprocating compressors and dry vacuum pumps):				
a. Pumps, reciprocating (except compressors and dry vacuum pumps).	Z	3000.01		
b. Pumps, centrifugal.	Z	3000.03		
c. Pumps, rotary (including vane, screw, lobe and gear).	Z	3000.02		
d. Fluid power systems (hydraulic).	Z	3000.14		
4. High pressure blowers, compressors, exhausters and vacuum pumps of the rotative type, for pressure differential of 1 1/2 pounds or more: (including diesel superchargers and scavengers and ballast unloading blowers, but excluding Navy high pressure forced draft fans for shipboard use, centrifugal refrigeration compressors, aircraft engine superchargers and rotary vacuum pumps for purely laboratory use only):				
a. Centrifugal type—20 HP and above.	XYZ		2950	2048
Single stage.				
Multi stage.				
Axial flow.				
Blast furnace.				
b. Rotary type—20 HP and above.	XYZ		2950	2048
Lobe.				
Sliding vane.				
Liquid piston.				
c. Major repairs and spares for (a) and (b) having sales value of \$1000.00 or more.	XY		2950	2048
d. Rotary and centrifugal—below 20 HP.	Z	3000.52		
5. Welding rods and electrodes:				
a. Welding rods for gas welding:				
Bronze welding rods.	X		3205	
b. Electrodes for arc welding:				
Carbon steel electrodes (Flux coated).	X		3001.10	
c. Stainless steel electrodes for armor plate welding.	X		3001.10	
d. Stainless steel electrodes for corrosion and heat resisting.	X		3001.10	
e. Copper base alloy electrodes for resistance welding.				
6. Motors and generators, electric: Fractional and integral sizes—all types (except internal combustion engine mounted accessories, generators for aircraft, power frequency changers (62 1/2 cycles and below), hydro-electric generators, steam turbine generators, marine auxiliary steam turbine generators, gas turbine generators, steam engine generators, and non-marine diesel engines and natural gas engine generators 750 r. p. m. or less):	Z	1801		
a. Aircraft type electric motors (including gear motors).	XZ		2664	
b. Integral horsepower motors to meet Navy shock, Maritime shipboard specifications ABS steel or equivalent steel construction, where total backlog of motors and generators combined exceeds 1,000 units.	XZ		2639	

¹A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003, 3401, or on the form shown in Column 2.

A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization unless the product is also in Class Z and he is placing the order under paragraph (e) of M-293.

A person placing an order for a Class Z product under paragraph (e) of M-293 must use Form WPB-3003, 3400, or 3401, as specified in the instructions he received, to accompany his purchase order. If the product is also Class Y, he should use that same form to obtain WPB authorization instead of the form shown in Column 3.

M-293 product	Designation	Applicable forms column		
		1	2	3
6. Motors and generators—Continued.				
c. Integral generators (except marine auxiliary steam turbine generator sets, and steam engine generator sets) to meet Navy shock, Maritime shipboard specifications, ABS steel or equivalent steel construction, where total backlog of motors and generators combined exceeds 1,000 units.	XZ		2639	
7. Electric motor control equipment—all sizes, types (except for internal combustion engine mounted accessories)	Z	3000.05		
a. Navy shipboard type	XZ		2663	
b. Maritime shipboard type	XZ		2663	
8. Small air circuit breakers types, AB, ET or similar.		3000.04		
9. Panel boards—600 volts or less for lighting power distribution, Wall mounted type for shipboard use.				
10. Pressure vessels: Any sealed carbon steel or alloy steel vessel or shell subjected to internal or external pressure designed for the purpose of retaining one or more fluids (liquids, gases or vapors), excluding:				
a. Direct-fired vessels, such as boilers:	XZ	3000.07	2545	
b. Vessels for containing only water under pressure for domestic supply or those containing air, the compression of which only serves to reduce pulsation or eliminate shock as in air-lift pumping systems.				
c. Vessels for transportation				
d. Vessels of less than 30 cubic feet in volume, regardless of pressure.				
e. Vessels designed as heat exchangers of the surface types, or enclosures therefor.				
f. Vessels designed for cooking foodstuffs or used directly in preparing foodstuffs for packaging.				
g. Field assembled storage vessels such as spheres and spheroids.				
11. Compressors: Compressors reciprocating, air and gas, all types and sizes including reciprocating dry vacuum pumps, booster compressors and circulators, except gas compressors designed and constructed specifically for use as part of air conditioning systems, ice making systems, food and beverage cooling, freezing and preservative systems and air compressors as part of air braking systems when fabricated by a manufacturer who currently produces such systems.		3000.09		
a. Any new double-acting compressor as described above.	XYZ		3183	931
b. Any new, used or reconditioned compressor as described above, having a piston displacement of 50 cubic feet per minute or more, driven by an industrial or automotive type (750 RPM or more) gas, gasoline or Diesel engine.	XYZ		3183	931
c. Any new compressor as described above, designed and constructed for operating against a discharge pressure of 1100 lbs. per square inch or more except by any such equipment to be delivered to the United States Navy or Maritime Commission for shipboard use or to any privately owned shipyard or plant for installation in ships built or repaired for the United States Navy or Maritime Commission.	XYZ		3183	931
d. Any new single-acting compressor as described above, having a piston displacement of 300 cubic feet per minute or more.	XYZ		3183	931
12. Heat Exchangers: Any new equipment or apparatus consisting of an assembly, bundle or nest of one or more bare or finned tubes (metallic or non-metallic) or metal plates, and including any shell or pressure vessel to contain the same, designed for the transfer or exchange of heat between two or more fluids; (liquids, gases or vapors), except the following: (i) Any equipment or apparatus which is direct-fired or installed within a flue gas passage; (ii) Any equipment or apparatus which permits direct contact involving physical mixing of the fluids (other than direct contact boiler feed water heaters); (iii) Any steam surface condenser designed to condense exhaust steam from a prime mover to maintain a minimum exhaust pressure; (iv) Any heat exchanger for use on aircraft; (v) Any radiator-type coolers; (vi) Unit heaters, convectors, unit ventilators, unit coolers and blast coils, if such items are for space heating or cooling or industrial space heating or drying; (vii) Any direct water heater commonly referred to as a storage water heater consisting of a heating element installed in a hot water storage tank for the purpose of heating and storing hot water for any use, and any indirect water heater consisting of a coil or a nest of tubes installed in a shell or pressure vessel having a diameter 12" or less (if other than circular in cross section and internal cross sectional area 113 sq. in. or less), used for the purpose of supplying hot water for a "hot water space heating system"; (viii) Any heat exchanger of a non-metallic construction for use in a chemical experimental laboratory; (ix) Any new heat exchanger equipment when manufactured and delivered by the manufacturer thereof as a necessary integral part of, and together with, other equipment (not heat exchanger) also manufactured by him, or for replacement in equipment so manufactured and delivered.	Z	3000.08		
a. Any heat exchanger incorporating into its construction (other than gaskets and bolting) any metal other than plain carbon steel and cast iron, and which has a sales price of over five hundred dollars (\$500), for any use other than aboard ships.	Y			1475
b. Any heat exchanger requiring delivery in less than six months after date of acceptance of the order by the manufacturer, having a sales price of over five hundred dollars (\$500), for any use other than aboard vessels of the United States Navy.	Y			1475

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WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3208—SCHEDULED PRODUCTS

[Table 7 to General Scheduling Order M-293]

MISCELLANEOUS MINERALS DIVISION

§ 3208.8 Table for Miscellaneous Minerals Division. (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column		
		1	2	3
Jewel bearings:				
(a) Vee jewels.		482	482	465
(b) Large instrument ring jewels.		482	482	465

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PART 3208—SCHEDULED PRODUCTS

[Table 8 to General Scheduling Order M-293]

POWER DIVISION

§ 3208.9 Table for Power Division. (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293.

Type of M-293 product	Designation	Applicable forms column ¹		
		1	2	3
1. Generators (limited to those driven by: (a) steam turbines other than marine propulsion units; (b) hydraulic turbines; (c) steam engines; (d) non-marine Diesel engines and natural gas engines, 750 RPM and less; (e) gas turbines)	XZ	1801	3003	-----
2. Steam turbine-generator sets (except for ship propulsion and locomotive headlight use)	XZ	-----	3003	-----
3. Steam engine generator sets	X	-----	3003	-----
4. Steam turbines (except for ship propulsion)	XZ	-----	3003	-----
5. Hydraulic turbine-generator sets	XZ	-----	3003	-----
6. Hydraulic turbines	XZ	-----	3003	-----
7. Steam condensers (surface, jet, and barometric) and air ejectors (including inter and after condensers) including marine condensers and air ejectors except those produced for the U. S. Navy for use aboard ships	XZ	-----	3003	-----
8. Synchronous condensers	XZ	-----	1790	-----
9. Power frequency changers (62½ cycles and below)	XZ	-----	1790	-----
10. Oil circuit breakers of 2,200 volts or higher, including equipment for marine use	XZ	-----	1790	-----
11. Air circuit breakers except types AB and ET or similar, including equipment for marine use	XZ	-----	1790	-----
12. Metal clad switchgear containing oil or air circuit breakers listed in items 10 and 11 above, and switchboards-including equipment for marine use	XZ	-----	1790	-----
13. Transformers, reactors, and chokes, for nonpower (electronic) applications only	-----	3002, 31	-----	-----
14. Liquid-filled power or distribution transformers 1½ KVA and larger	YZ	-----	-----	2643
15. Air-cooled dry type, transformers 601 volts primary and above, and sizes 301 KVA and above 3 phase, and 201 KVA single phase and above, 600 volts primary and less	YZ	-----	-----	2643
16. Unit substations and load center units containing transformers as defined in Items 14 and 15 above	XY	-----	2642	2643
17. Mercury arc rectifiers and electronic frequency changers for power use	X	-----	2792	-----
18. Liquid-filled power or distribution transformers of 250 KVA and larger	XZ	-----	2642	-----
19. Capacitors for power factor correction	X	-----	2809	-----
20. Diesel and gas (not gasoline) engines (Non-marine only). (a) 750 r. p. m. and less	XZ	878	878	-----
21. Crankshafts—finished: (a) Hammer pressed forged, and cast	XZ	878C, 2	878C, 2	-----
22. Land power boiler units: All boilers or boiler units, exclusive of those for marine or locomotive use, within definitions a, b, and c, and including the following auxiliaries incorporated in, or as a part of such units: superheaters, desuperheaters, economizers, air-heaters, water walls or watercooled furnaces. (a). All water tube steam boilers having 500 square feet or more of boiler heating surface (50 HP) and designed to withstand a safe working pressure in excess of 15 pounds per square inch. (b). Special boilers limited to: All fire tube steam boilers for waste heat service, all Dowtherm vapor boilers, all Mercury vapor boilers, all Electric boilers. (c). All boiler auxiliaries listed above when not included in boiler contracts reported under paragraphs (a) and (b)	XYZ	-----	1790	2645
23. Coal pulverizers: all pulverizers and related combustion equipment installed for the primary purpose of pulverizing coal or other solid fuel for firing all types of furnaces such as boilers, sintering kilns, metallurgical furnaces, etc. except furnaces in marine or locomotive use	XYZ	-----	1790	2645
24. Coal stokers: All automatic stokers designed for burning coal, coke, peat, wood, or other solid fuel, having an active projected grate surface in excess of 36 square feet, and used to fire any furnace such as boilers, sintering kilns, metallurgical furnaces, etc., except furnaces in Locomotive use. The term "active" grate surface means grate surface through which air is supplied to the fuel bed, either continuously or intermittently	XZ	-----	1790	-----
25. Soot blowers: All devices using steam or air to blow soot, cinders or slag from the heating surfaces of furnaces, boilers, stills and all other types of direct fired heat exchangers except for Marine or Locomotive service	XZ	-----	1790	-----

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003, 3401 or on the form shown in Column 2.

A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization unless the product is also in Class Z and he is placing the order under paragraph (c) of M-293.

A person placing an order for a Class Z product under paragraph (e) of M-293 must use Form WPB-3003, 3400, or 3401, as specified in the instructions he received, to accompany his purchase order. If the product is also Class Y, he should use that same form to obtain WPB authorization instead of the form shown in Column 3.

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WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3208—SCHEDULED PRODUCTS
 [Table 9 to General Scheduling Order M-293]

RADIO AND RADAR DIVISION

§ 3208.10 *Table for Radio and Radar Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column ¹		
		1	2	3
1. Capacitors (fixed).....		3002.17		
a. Ceramic capacitors.				
b. Electrolytic capacitors.				
c. Mica capacitors.				
d. Paper capacitors.				
2. Coaxial cable—radio frequency.....		3002.16		
a. Solid-Dielectric synthetic-insulation.				
b. Solid-Dielectric rubber-insulation.				
c. Gas or air-filled rigid lines.				
d. Modulator high voltage cables (surge).				
3. Industrial type instruments:				
a. Control valves (Purchase orders of \$5,000 or more).....	Y	3002.40		1319.32
b. Liquid level controllers (Purchase orders of \$5,000 or more).....	Y	3002.40		1319.32
c. Control valves and liquid level controller combination (Purchase orders of \$5,000 or more).....	Y	3002.40		1319.32
A person shall not subdivide his purchase orders or requirements for the purpose of avoidance of the provisions of 3a, 3b and 3c above.				
d. Pyrometers.....		3002.40		
e. Regulators.....		3002.40		
f. Pressure instruments.....		3002.41		
Dial pressure indicators.				
Recording and controlling pressure instruments.				
g. Temperature tube system instruments.....		3002.40		
h. Flow metering instruments.....		3002.40		
i. Industrial thermometers.....		3002.40		
j. Combustion control equipment.....		3002.40		
k. Strainers (as manufactured only by industrial instrument producers).....		3002.40		
l. Liquid level mechanisms.....		3002.40		
4. Electrical indicating instruments. Any measuring mechanism the pointer of which responds to a change in an electrical quantity, including instrument mechanisms and instrument relays made therefrom, and small panel, switchboard, portable and aircraft electrical instruments, but not including any of the following: (1) Electronic test equipment as listed in item 6 of this table; (2) instruments made with metal bearings and normally used in automotive vehicles or mobile construction machinery; (3) electrical aircraft self-synchronous indicators or transmitters.		1685		
(a) Purchase orders covering electrical indicating instruments except: (1) any order for less than 500 identical indicating instruments which conform to the ranges and dimensions established and prescribed for electrical-indicating instruments by American War Standard C-39.2-1943 as approved Jan. 6, 1943 and published by the American Standards Association, (2) any order for less than 500 identical electrical indicating instruments of flange diameter, height or width exceeding 3¼ inches, (3) any order for polarized vane, non-jeweled instruments, (4) any order for less than 500 identical electrical indicating instruments which conform to approved U. S. Army or Navy specifications specified on the order.	Y			1682
5. Resistors, fixed and variable.....		3002.18		
6. Test equipment—electronic:				
a. Generators of audio and radio frequency signals, except rotary type.....	XY	3002.21	3001.21	1319.21
Radio frequency signal generators.				
Radio frequency oscillators.				
Audio frequency signal generators.				
Audio frequency oscillators.				
b. Frequency measuring equipment, including standards.....	XY	3002.21	3001.21	1319.21
Primary and secondary standards, and associated measuring equipment:				
Interpolation oscillators.				
Heterodyne detectors.				
Audio frequency meters.				
Electronic frequency meters.				
Electronic deviation meters.				
Wave meters, wave analyzers.				
c. Waveform measuring equipment.....	XY	3002.21	3001.21	1319.21
Harmonic analyzers.				
Cathode ray oscilloscopes.				
d. Power supplies (electronic) and voltage regulators.....		3002.21		
e. Impedance, inductance, capacitance, voltage, amperage and resistance measurement equipment.....	XY	3002.21	3001.21	1319.21
Impedance bridges, Wheatstone bridges.				
Capacitance bridges.				
Precision condensers.				
Vacuum tube bridges.				
Inductance bridges.				
Megohm bridges and megohmmeters.				
Vacuum tube voltmeters.				
Electronic tube-testers.				
Output meters.				
Q-meters.				
Electronic volt ohmmeters.				
Volt ohm milliamperage analyzers.				
Noise and field strength meters.				
f. Precision standards of items in e. above.....		3002.21		
g. Electronic speed regulating and measuring equipment.....	XY	3002.21	3001.21	1319.21
Electronic stroboscopic devices.				
h. Electronic recording devices, graphical and visual.....		3002.21		
Oscillograph recorders.				
7. Vacuum tubes, electronic (excluding X-ray tubes and tungar type rectifiers).....		1693		

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003, 3401, or on the form shown in Column 2.

A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization.

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WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3208—SCHEDULED PRODUCTS

[Table 10 to General Scheduling Order M-293]

SAFETY AND TECHNICAL EQUIPMENT DIVISION

§ 3208.11 *Table for Safety and Technical Equipment Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column ¹		
		1	2	3
1. Fire extinguishers:				
(a) 15 lb. portable carbon dioxide fire extinguishers and piped systems.....	XZ	3000.30	3401.1	-----
(b) All other carbon dioxide fire extinguishers, high and low pressure (portable, wheeled and systems), including fire extinguishers using extinguishing agents which are converted into carbon dioxide when expelled. These fire extinguishers are classified on the basis of the weight of the extinguishing agents contained in the cylinders or by the capacities or dimensions of same in either standard or specific order sizes.....	Z	3000.30	-----	-----
2. Oxygen equipment:				
(a) Air-borne oxygen equipment.....		3002.56	-----	-----
(b) Medical oxygen equipment.....		-----	-----	-----
(c) Safety oxygen equipment.....		-----	-----	-----

¹ A manufacturer of a Class XZ product must file his shipping schedule on Form WPB 3003, or on the form shown in Column 2.

A person placing an order for a Class Z product under paragraph (e) of M-293 must use Form WPB-3003, 3400, or 3401, as specified in the instructions he received, to accompany his purchase order.

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By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3208—SCHEDULED PRODUCTS

[Table 11 to General Scheduling Order M-293]

SHIPBUILDING DIVISION

§ 3208.12 *Table for Shipbuilding Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column ¹		
		1	2	3
1. Valves, including all valves such as industrial, marine, hydrant, sluice gate, drilling, flow line, cocks, etc., except refrigeration, aircraft, automotive, instrument, regulating and control valves:				
a. Steel valves:				
Safety and relief.....		3000.15	-----	-----
Turbine (including astern, crossover, maneuvering, manifold and throttle).....		3000.15	-----	-----
All other steel valves.....		3000.15	-----	-----
b. Iron valves:				
Safety and relief.....		3000.15	-----	-----
All other iron body.....		3000.15	-----	-----
c. Bronze valves:				
Safety and relief.....		3000.15	-----	-----
Compressed gas and cylinder.....		3000.15	-----	-----
All other bronze valves 100 lbs. W. S. P. and over.....		3000.15	-----	-----
2. Pipe fittings:				
All steel fittings.....		3000.15	-----	-----
3. Turbines, main marine propulsion.....	XZ	-----	1826	-----
4. Diesel engines (marine only).....	XZ	878.	3003	-----
Main propulsion.		Page 1 only		
Auxiliary drive.				
Emergency generator drive.				
5. Gears (marine only):				
Main reduction gears (turbine propulsion).....	XZ	-----	1826	-----
Main reduction and reverse gear units (diesel and gasoline propulsion engine).....		3002.33	-----	-----
Speed reduction units (engine room auxiliary equipment).....		2578.	-----	-----

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB-3003, 3401, or on the form shown in Column 2.

A person placing an order for a Class Z product under paragraph (e) of M-293 must use Form WPB-3003, 3400, or 3401, as specified in the instructions he received, to accompany his purchase order.

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PART 3208—SCHEDULED PRODUCTS

[Table 12 to General Scheduling Order M-293]

TOOLS DIVISION

§ 3208.13 *Table for Tools Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Bearings, ball and roller.....		1314		
2. Mechanics' hand service tools.....		2057 3001.45		
a. Adjustable wrenches (crescent type).....				
b. Socket wrenches.....				
c. Monkey wrenches.....				
d. Pliers, side cutting.....				
Purchase orders totalling the following amounts for the items a through d, inclusive: Adjustable wrenches (crescent type) \$10,000; socket wrenches \$50,000; monkey wrenches \$2,000; pliers, side cutting \$10,000; (purchase orders shall not be subdivided for the purpose of evading this requirement).....	Y			1319.34
3. Metal cutting tools.....		39		
a. Threading chasers for die heads and collapsible taps.....				
4. Precision measuring tools.....		2009		
a. Micrometers.....				
b. Internal micrometers.....				
c. Calipers, pocket slide.....				
d. Planer gages.....				
e. Thickness gages.....				
f. Telescope gages.....				
g. Precision levels.....				
h. Parallels.....				
i. Protractors.....				
j. Solid squares.....				
k. Steel rules.....				
l. Vernier calipers.....				
m. Vernier gear tooth.....				
n. V blocks.....				
5. Hammers, forging.....		1440		
6. Presses, mechanical and hydraulic (metal working).....		1440		
7. Extruding machines (metal).....		1440		
8. Machine tool attachments and accessories.....				
a. Lathe chucks.....		3002.32		
b. Die heads.....		39		
c. Collapsible taps.....		39		
9. Machine tools.....		417		
a. Surface broaching machines (5 to 15 tons).....				
b. Planers, double housing (48" and up).....				
c. Thread milling machines.....				
d. Thread grinding machines (8" and up).....				
e. Cylindrical grinding machines.....				
f. Precision boring machines.....				
g. Special and way drilling machines.....				
h. Spur and helical gear shaping machines.....				
i. Special machines (various types).....				
10. Chain, excluding stud link anchor and power transmission.....		2064		

¹ A person placing an order for a Class Y product must use the form shown in Column 3 to obtain WPB authorization.

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PART 3208—SCHEDULED PRODUCTS

[Table 13 to General Scheduling Order M-293]

CORK, ASBESTOS AND FIBROUS CLASS DIVISION

§ 3208.14 *Table for Cork, Asbestos and Fibrous Class Division.* (a) The following table is issued pursuant to the provisions of General Scheduling Order M-293:

Type of M-293 product	Designation	Applicable forms column 1		
		1	2	3
1. Friction facings, bimetallic or sintered metal type.....	X		3401	

¹ A manufacturer of a Class X product must file his shipping schedule on Form WPB 3003 or on the form shown in Column 2.

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Gen. RO 5, Amdt. 38]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

General Ration Order No. 5 is amended in the following respects:

1. The following parenthetical sentence is added at the end of section 3.1 (d):

“(There is an exception to this rule in the case of certain educational and eleemosynary Group III establishments, covered in section 28.10 (a)).”

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 10002, 11676, 11480, 11479.

mosynary Group III establishments, covered in section 28.10 (a)).”

2. The following parenthetical sentence is added at the end of Section 13.4 (a):

“(There is an exception to this rule in the case of certain educational and eleemosynary Group III establishments, covered in section 28.10 (a)).”

3. Section 28.8 is amended by deleting the phrase “eleemosynary Group III” wherever it appears therein, and inserting in lieu thereof the phrase “eleemosynary or educational Group III”.

4. A new section 28.9 is added to read as follows:

SEC. 28.9 *Group II and eleemosynary and educational Group III users may use additional amounts of certain processed foods.* (a) Some Group II and eleemosynary and educational Group III institutional users use home processed foods which they produced from fruits or vegetables grown by them or given to them by a person who grew them and who does not ordinarily market his produce commercially, or from fruits and vegetables which were part of a local surplus acquired by the Food Distribution Administration and transferred to them. They also used home processed foods given to them by a person who prepared them from fruits or vegetables grown by a person who does not ordinarily market his produce commercially. Finally, they use home processed foods of the type described above which were given to them by another Group II or eleemosynary or educational Group III institutional user. The production, acquisition and use by a Group II or eleemosynary or educational Group III institutional user of home processed foods of the type described in this paragraph is governed by the provisions of this section.

(b) There is no restriction on the total amount of home processed foods of the type described in paragraph (a) that such an institutional user is entitled to use during an allotment period. Furthermore, the institutional user shall not be charged with any excess inventory by reason of his production or acquisition of such foods. However, when he applies for an allotment pursuant to section 5.3 (b), he must account to the Board for points equal to the point value of such foods he used since the date of his last application for an allotment pursuant to that section. The number of points for which he is required to account for each item (e. g., canned peas or tomatoes) of such foods that he used, shall not, however, exceed 10% of his processed foods allotments (regular and supplemental) for the period preceding the one for which the application is made. However, the total amount for which he is required to account shall not exceed such allotments. (Thus, if such an institutional user had a processed foods allotment of 5000 points for the September-October period and used 2000 points worth of home-canned tomatoes of the type described in paragraph (a) since he applied for his September-October allotment, he must only account for 500 points (10% of 5000

points) when he applies for his allotment for the November-December period). The method by which he accounts is covered in the next paragraph.

(c) When the institutional user applies for an allotment, he must attach to his application a statement, by item, of the amount of home processed foods of the type described in paragraph (a) he produced or transferred, the amount he acquired in a way described in paragraph (a) and the amount he used, since the date of his last application for an allotment pursuant to section 5.3 (b). He must, with his application, give up to the Board points equal to the point value of such foods used since he last applied for an allotment pursuant to section 5.3 (b). The number of points he must give up for each item of such foods that he used shall not, however, exceed 10% of his processed foods allotments (regular and supplemental) for the period preceding the one for which the application is made. He need not, in any case, give up points for more than such allotments. If he does not give up the number of points required, he shall be charged with excess inventory for the difference between the number given up and the number required.

(d) Any Group II or eleemosynary or educational Group III institutional user may transfer home processed foods of the type described in paragraph (a) to any other such institutional user, point-free.

(e) Where a government or government agency which operates a Group II or eleemosynary or educational Group III establishment produces processed foods in commercial-scale facilities primarily for use in such establishments, from fresh fruits or vegetables of the kind described in paragraph (a), the provisions of this section rather than of section 28.8 apply to the production, transfer and use of those foods by such government or government agency. (However, section 28.8 applies to transfers of those foods to, and use of them by, any other person or establishment, and it also applies to processed foods produced from fruits or vegetables not covered in paragraph (a).)

(f) This section does not affect the method of obtaining sugar allotments for producing processed foods. Allotments are obtained in the way described in the earlier sections in this Article.

(g) A Group II or eleemosynary or educational Group III institutional user who has an excess inventory of processed foods of the type covered by this section when he applies for his allotment for the fifth period, may report the amount of such excess to the Board, and the Board shall reduce his excess inventory by that amount.

5. A new section 28.10 is added to read as follows:

Sec. 28.10 *Special rules on registration by certain eleemosynary or educational Group III institutional users.* (a) An institutional user may not register eleemosynary or education Group III establishments together with other Group III establishments.

(b) An institutional user who combined in a single registration an eleemosynary or educational Group II establishment with any other Group III establishment and who uses processed foods of the type described in paragraph (a) or (e) of section 28.9 shall re-register his establishments when he applies for allotments for the fifth allotment period. His eleemosynary or educational Group III establishments shall be combined in one registration and all his other establishments shall be combined in another registration. The Board shall compute separately a base for his eleemosynary or educational Group III establishments and a base for his other establishments.

(c) If such an institutional user has an excess inventory of any rationed food for his Group III establishments, he must, when he re-registers, apportion it among his eleemosynary or educational Group III establishments and his other Group III establishments in proportion to the use of that food by such establishments during the most recent calendar month prior to re-registration in which he operated the establishments. Any excess inventory of processed foods of the type described in section 28.9 apportioned to the eleemosynary or educational Group III establishments shall be cancelled by the Board.

This amendment shall become effective September 21, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. 1, Supp. Dir. 1-E, 1-M and 1-R, 7 F.R. 562, 2965, 7234, 9684, respectively; Food Dir. 3, 5, 6 and 7, 8 F.R. 2005, 2251, 3471, respectively)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15167; Filed, September 16, 1943; 4:50 p. m.]

PART 1333—TIN [MPR 17]

TIN

Revised Price Schedule No. 17¹ is redesignated Maximum Price Regulation No. 17 and is revised and amended to read as set forth herein.

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.* In the judgment of the Price Administrator it is necessary and proper to revise Revised Price Schedule No. 17. So far as practicable the Price Administrator has advised and consulted with representative members of

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 1249, 2132, 2395, 4539, 8948; 8 F.R. 4782.

the industries which will be affected by this regulation. In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942.

Insofar as this regulation uses specifications and standards which were not, prior to such use, in general use in the trade or industry affected, or insofar as their use was not lawfully required by another Government agency, the Administrator has determined, with respect to such standardization, that no practicable alternative exists for securing effective price control with respect to the commodities subject to this regulation.

§ 1333.1 *Maximum prices for tin.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Maximum Price Regulation No. 17 (Tin), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1333.1 issued under Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION NO. 17—TIN

Sec.	CONTENTS
1.	Meaning of terms used.
2.	Maximum prices for pig tin.
3.	Differentials for special shapes of tin other than anodes.
4.	Maximum prices for tin anodes and tin oxide.
5.	Imports and exports.
6.	Idle or frozen materials.
7.	Prohibition against dealing at prices above the maximum.
8.	Adjustable pricing.
9.	Prohibited evasive practices.
10.	Records.
11.	Enforcement.
12.	Petitions for amendment.

SECTION 1. *Meaning of terms used.* (a) When used in this Maximum Price Regulation No. 17, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions or any agency of any of the foregoing.

(2) "Pig tin" means pig tin of the kinds and grades set forth in section 2.

(3) "Special shapes" means tin cast in shapes other than pigs and anodes.

(4) "Tin anodes" means tin cast or extruded into shapes suitable for use in the electrodeposition of tin on other materials.

(5) "Tin oxide" means oxide artificially prepared from tin.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

SEC. 2. *Maximum prices for pig tin—* (a) *Maximum prices for sales or deliveries of pig tin in lots of 5 gross tons or more.* The following maximum prices are, in the case of foreign pig tin,

ex dock or ex store, port of entry, and in the case of domestic pig tin, f. o. b. producer's plant. Foreign pig tin which is physically present at or is sold for shipment from a point other than the port at which it was entered, and domestic pig tin which is physically present at or is sold for shipment from a point other than the producer's plant, may be sold at prices, f. o. b. such point of physical presence or of shipment, which exceed the following maximum prices by no more than the domestic shipping charges which have actually been paid or must be paid in order to transport such pig tin to such point of physical presence or of shipment.

Grade

Cents per pound

- A. 99.80% or higher percentage of purity, meeting specifications set forth in "Specifications and Proposals for Supplies, No. S-23" or "Specifications and Proposals for Supplies, No. S-14," issued April 25, 1940 and December 15, 1939, respectively, by the United States Treasury Department, Procurement Division, except that pig tin of this grade may be manufactured in whole or in part from scrap¹----- 52

The following brands of pig tin will be considered as qualifying:

Chempur, Pyrmont, Straits Trading, O. T. Lampriere & Co., E. S. Coy (Penang), Billiton, Mellanear (Guar. 99.9%), Hawthorne Refined, Banka, Union Min. du H. Katanga, Longhorn 3 Star, M and T No. 1, M and T Electrolytic Refined, Vulcan American Refined, Vulcan Electrolytic.

- B. 99.80% or higher percentage of purity, not meeting specifications for Grade A, providing arsenic content does not exceed .05%----- 51½
C. 99.65% to 99.79% pure, inclusive, and 99.80% purity or higher, not meeting specifications for Grade A or Grade B----- 51½
D. 99.50% to 99.64% pure, inclusive----- 51½
E. 99.00% to 99.49% pure, inclusive----- 51½
F. Below 99% pure...for tin content... 51

(b) Maximum prices for sales or deliveries of pig tin in lots of less than five gross tons.

There may be added to the maximum prices set forth in paragraph (a), above

Quantity	(Cents per pound)
2,240 to 11,199 pounds, inclusive-----	1
1,000 to 2,239 pounds, inclusive-----	1½
500 to 999 pounds, inclusive-----	2½
Under 500 pounds-----	3

(c) Sales or deliveries by Metals Reserve Company of pig tin from warehouses in lots of five to ten gross tons. On quantities of from five to ten gross tons of pig tin sold by the Metals Reserve Company or its designated agent from

warehouses at locations other than the port of entry, point of manufacture or Pacific Coast points, the maximum price f. o. b. cars or trucks at the seller's warehouse shall be the maximum price set forth in paragraph (a) above plus the less-than-carload freight from New York to the warehouse point less the freight delivery allowance on the same quantity provided in the tariff publishing the pickup and delivery allowance on file with the Interstate Commerce Commission.

SEC. 3. *Differentials for special shapes of tin other than anodes.* Whenever, at the request of the buyer, tin is melted and poured into molds and is sold in special shapes, other than anodes, weighing not more than seven pounds, an amount not exceeding 1¼ cents per pound may be added to the maximum prices for pig tin set forth in this regulation. No premium is allowed for special shapes, other than anodes, weighing more than seven pounds.

SEC. 4. *Maximum prices for tin anodes and tin oxide.* (a) A seller's maximum price for tin anodes and for any grade of tin oxide shall be (1) the highest price charged by the seller for the same commodity on a delivery made during March 1942, to a purchaser of the same class, or, if no such delivery was made during March, 1942, (2) the highest offering price for delivery during March, 1942, of the same commodity to a purchaser of the same class. "Purchaser of the same class" refers to the practice adopted by the seller in setting different prices for commodities on sales to different purchasers or kinds of purchasers.

(b) (1) Any seller of tin anodes who is unable to determine his maximum price or prices under the preceding paragraph shall calculate a price at which he expects to sell his product and submit that price for approval of the Office of Price Administration, Washington, D. C. Such selling price shall be determined, whenever possible, by the use of the method of calculating prices used by the seller during March, 1942, to determine the price of similar tin anodes for which he had prices in effect during that period.

(2) Whenever any seller of tin oxide is unable to determine his maximum price under paragraph (a) of this section, his maximum price shall be determined as follows:

(i) If this maximum price was determined prior to September 22, 1943, pursuant to the provisions of the General Maximum Price Regulation, that price shall be the seller's maximum price for that grade of tin oxide.

(ii) In all other cases the seller shall calculate a price at which he proposes to sell his commodity and shall then file such price with the Office of Price Administration for approval as his maximum price. Such selling price shall be determined, whenever possible, by the use of the method of calculating prices used by the seller during March 1942, to determine the price of a similar grade of tin oxide for which he had prices in effect during that period.

(3) When filing a proposed price with the Office of Price Administration, the seller shall set forth all discounts, allowances, and differentials for all classes of buyers, a description of the tin anode or the grade of tin oxide including specifications, a statement indicating why the tin anode or tin oxide cannot be priced under paragraph (a) and paragraphs (b) (1) and (b) (2), and a statement setting forth the method used in calculating the proposed price.

The proposed price may be filed before any sale is made and must be filed within fifteen days after the first sale is made at the proposed price. Pending action by the Office of Price Administration on prices submitted for approval, any seller may sell and deliver or offer to sell and deliver, and any person may buy, offer to buy, or receive from the seller in the course of trade or business such tin anodes or tin oxide at the price submitted for approval. If, however, the Office of Price Administration determines that the price submitted is not in line with the general level of March 1942 prices, the price submitted will be disapproved and the selling price shall be revised downward to the maximum price which may be approved, and any payment made in excess of the price so approved may be required to be refunded to the buyer within 15 days after the day of the written instrument informing the seller of such revision. Notice of such revision will be given to the seller by letter from the Office of Price Administration. At the request of the seller, however, if made within 30 days from the date of such notice, notice of disapproval and the revised price will be incorporated in a formal order. In the absence of notice to the contrary from the Office of Price Administration within 30 days after the receipt of such a selling price by the Office of Price Administration, the price shall stand approved and shall be the maximum price applicable.

SEC. 5. *Imports and Exports*—(a) *Imports.* Neither this regulation nor any other regulation issued by the Office of Price Administration shall apply to the importation into the continental United States of any of the commodities covered by this regulation. This regulation, however, shall apply to the domestic resale of any of the commodities covered by this regulation which have been imported.

(b) *Export sales.* The maximum price at which any person may export any of the commodities covered by this regulation shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation² issued by the Office of Price Administration.

SEC. 6. *Idle or frozen materials.* The maximum price at which any person may sell or deliver idle or frozen materials covered by this regulation shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 204³ on Special Sales of Industrial Materials.

² 8 F.R. 4132, 5987, 7662, 9993.

³ 8 F.R. 11376.

¹ These specifications are:

	Maximum percentages
Antimony-----	.040
Arsenic-----	.050
Lead-----	.050
Bismuth-----	.015
Copper-----	.040
Iron-----	.015
Silver-----	.001
Cadmium-----	.001
Nickel plus cobalt-----	.010
Sulphur-----	.010

SEC. 7. Prohibition against dealing at prices above the maximum. (a) On and after September 22, 1943, the effective date of Maximum Price Regulation No. 17, regardless of any contract, agreement or other obligation, no person shall sell or deliver or offer to sell or deliver and no person, in the course of trade or business, shall buy or receive, or offer to buy or receive, any commodity covered by this regulation at a price in excess of the maximum price herein established.

(b) *Less than maximum prices.* Lower prices than those established in this regulation may be charged or paid.

SEC. 8. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 9. Prohibited evasive practices. Any practice or device which is an attempt to get the effect of a price higher than the maximum without actually charging a higher price is prohibited and is as much a violation of this regulation as an outright excessive price. This applies to devices involving commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

SEC. 10. Records. Every person making purchases or sales of any commodity covered by this regulation after September 21, 1943, shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, purchase invoices or sales slips covering each such purchase or sale, showing the date thereof, the name and address of the seller or the buyer, the price paid or received, and the quantity of each kind or grade purchased or sold.

SEC. 11. Enforcement. Persons violating any provision of this Maximum Price Regulation No. 17 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 12. Petitions for amendment. Any person seeking amendment of any provision of this Maximum Price Regulation No. 17, may file a petition for an amendment in accordance with the pro-

visions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

NOTE: The record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Maximum Price Regulation No. 17 shall become effective September 22, 1943.

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15168; Filed, September 16, 1943; 4:50 p. m.]

PART 1341—CANNED AND PRESERVED FOODS

[MPR 227,¹ Amdt. 4]

DRIED FRUITS

A statement of the considerations involved in the issuance of Amendment No. 4 to Maximum Price Regulation No. 227 has been issued and filed with the Division of the Federal Register.*

Maximum Price Regulation No. 227 is amended in the following respect:

1. Section 1341.358a is added to read as follows:

§ 1341.358a *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization. The authorization will be given by order.

This amendment shall become effective September 21, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15169; Filed, September 16, 1943; 4:48 p. m.]

PART 1376—FLUORSAPAR

[Rev. MPR 126,² Amdt. 1]

OPTICAL GRADES OF FLUORSAPAR

A statement of considerations involved in the issuance of this amendment, is-

*Copies may be obtained from the Office of Price Administration.

¹ F.R. 7531, 8948; 8 F.R. 1971, 8197, 6445.

² 8 F.R. 9162.

³ 7 F.R. 8961. 8 F.R. 3313, 3533, 6173, 11806.

sued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 2 is amended by adding thereto a new paragraph (c) to read as follows:

(c) *Optical grades of fluorspar.* The provisions of Revised Maximum Price Regulation No. 126 and of the General Maximum Price Regulation shall not apply to the sale or delivery of extremely fine grades of fluorspar, sometimes referred to as the "optical grades" of fluorspar.

This amendment shall become effective September 22, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15171; Filed, September 16, 1943; 4:48 p. m.]

PART 1382—HARDWOOD LUMBER PRODUCTS

[MPR 217,¹ Amdt. 2]

WALNUT GUNSTOCK BLANKS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1384.112 is amended to read as follows:

§ 1384.112 *Appendix A: Maximum prices for walnut gunstock blanks.* The maximum f. o. b. mill prices for Walnut gunstock blanks, manufactured in accordance with United States Government quality specifications, shall be as follows:

Designation	Condition	
	Kiln dried ¹	Green ²
Springfield (U. S. Rifle, Cal. .30, M 1903 A3).....	\$2.05	\$1.50
Enfield (U. S. Rifle, Cal. .30, M 1917).....	2.05	1.80
Garand (U. S. Rifle, Cal. .30 M-1).....	1.37	1.21
Mark IV (per set of butt, hand guard and fore end).....	1.33 ³	1.17
Johnson (Johnson Model R).....	1.32	1.16
Reising (H-R Reising Sub-Machine Gun).....	1.32	1.16
Carbine (Carbine Cal. .30 M-1).....	.94	.83
Thompson (Sub-Machine Gun, Cal. .45, M 1928 A-1 and M-1).....	.88	.33

¹ To an average moisture content of not more than 8 percent.

² Includes any blanks not Kiln dried to an average moisture content of 8 percent or less.

This amendment shall become effective September 22, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of September, 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15172; Filed, September 16, 1943; 4:49 p. m.]

³ 7 F.R. 7244, 8946.

PART 1398—OFFICE AND STORE MACHINES
[RO 4A,¹ Amdt. 5]

TYPEWRITERS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Ration Order 4A is amended in the following respects:

1. A new § 1398.145a is added to read as follows:

§ 1398.145a *Other prohibitions in General Ration Order 8.* General Ration Order 8 contains provisions, applicable to this and all other Ration Orders, which prohibit, among other matters:

- (1) Making false or misleading statements in a ration document or to the Office of Price Administration;
- (2) Altering, defacing, mutilating, or destroying a ration document;
- (3) Forging or counterfeiting a ration document;
- (4) Acquiring, using, transferring or possessing a forged, counterfeited, altered, defaced, or mutilated ration document;
- (5) Wrongfully withholding a ration document;
- (6) Transferring a rationed commodity in exchange for an invalid or improperly acquired ration document;
- (7) Transferring a rationed commodity at an illegal price;
- (8) Bribing, hindering or interfering with rationing officials; and
- (9) Attempting to do any act in violation of a ration order, directly or indirectly, or to aid or encourage another to do so.

2. Section 1398.147 is amended by deleting the words "State Director" and substituting instead the words "District Director."

This amendment shall become effective September 21, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 507, 421, and 729, 77th Cong.; WPB Directive No. 1, Supplementary Directive No. 1-D, Conversion Order No. L-54a, 7 F.R. 526, 1792, 2130)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15173; Filed, September 16, 1943; 4:50 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS
[RO 12,² Amdt. 48]

COFFEE RATIONING REGULATIONS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 10806, 8 F.R. 1065, 1588, 5172, 7384.
² 8 F.R. 3718, 3843, 4486, 4519, 4977, 4892, 5318, 5480, 5486, 5818, 5846, 7198, 7267, 7344, 7380, 7601, 7767, 8679, 9024, 9305, 9459, 10672.

Ration Order No. 12 is amended in the following respect:

Section 1407.1071 (d) is added to read as follows:

(d) The provisions of paragraph (b) of this section do not apply to any person who does not roast green coffee who, in August 1943 and in each month thereafter, makes at least 50 per cent by weight of all his transfers of green coffee per month to consumers. If in any month, however, such person's transfers of green coffee to consumers amount, by weight, to less than 50 per cent of his total transfers of green coffee, he shall comply with the provisions of paragraph (b) of this section, and shall thereafter continue to furnish the reports specified in paragraph (b) irrespective of the amount of green coffee transferred by him to consumers.

This amendment shall become effective September 21, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 507, 421, and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10129; WPB Dir. No. 1, Supp. Dir. No. 1-R; Food Dir. 3, 8 F.R. 2005)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15174; Filed, September 16, 1943; 4:51 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 455,¹ Amdt. 2]

CABBAGE SEED

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 5 (d) is amended to read as follows:

(d) If any retailer cannot determine a maximum price for any cabbage seed under the foregoing provisions, he shall take as his maximum price the highest price or billing charge charged on and for each class of sales or deliveries of each variety of cabbage seed of the 1942 crop during the period between February 15 and May 16, 1943, plus the difference between the highest price he paid for said seed of the 1942 crop prior to May 16, 1943, and the highest price he paid for a like variety of cabbage seed of the 1943 crop during the period between February 15 and May 16, 1943. If a retailer cannot determine a maximum price under the foregoing provisions of this paragraph he shall apply paragraphs (b) and (c) of this section as if said paragraphs (b) and (c) succeeded this paragraph (d).

This amendment shall become effective September 22, 1943.

¹ 8 F.R. 11538, 12023.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15177; Filed, September 16, 1943; 4:48 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[Rev. MPR 169,¹ Amdt. 27]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. Section 1364.407 (f) is redesignated § 1364.407 (f) (1).
2. Section 1364.407 (f) (2) is added to read as follows:

(2) Every person shipping any of the meat items specified in this regulation by freight car, truck, or other means of transport from one place to another, shall post within such freight car, truck, or other means of transport, a manifest showing the place from which such meat items were shipped, the name and address of the owner of such meat items while in transit, the name and address of the person or persons to whom such meat items are being shipped, the name and address of the seller or sellers, a description of each item, the quantity, grade, including sex identification, as to cow, stag, and bull, the weight thereof, and the price charged and/or received therefor.

This amendment shall become effective September 16, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15170; Filed, September 16, 1943; 4:48 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 136, as amended, Amdt. 98]

MACHINES AND PARTS, AND MACHINERY SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

¹ 8 F.R. 4097, 4787, 4844, 5170, 5478, 5634, 6058, 6427, 7109, 6945, 7199, 7200, 8011, 8677, 8756, 9066, 9300, 9995, 10363, 10671, 11298, 11445.

Section 1390.2 (p) is amended by changing the date September 15, 1943, to October 1, 1943.

This amendment shall become effective, as of September 15, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O., 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15214; Filed, September 17, 1943; 11:53 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16,¹ Amdt. 68]

MEAT, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 17.7 is added to read as follows:

Sec. 17.7. *Records, reports and registrations required by this order.* (a) The following records are required by this order:

1. Primary distributors must keep records of production, processing, acquisitions, and transfers and of changes in point values. (Section 4.16)
2. Wholesalers must keep records of computations used in determining allowable inventories, and of changes in point values. (Section 5.8)
3. Retailers must keep records of computations used in determining allowable inventories, of production, and of changes in point values. (Section 6.8)
4. Retailers, wholesalers, or primary distributors who custom process foods for consumers, must keep records of such transactions. (Section 3.3 (b))
5. Persons who transfer foods in advance of receiving points, must keep records of each such transfer. (Section 10.5 (d))
6. Industrial users must keep records of registration, use, inventories, and acquisitions. (Sections 7.9, 7.12 (e))
7. Chains must keep records of transfers of stocks and points among establishments. (Section 18.1)
8. Suppliers must keep records of foods transferred to certain Mexican residents. (Sections 25.3, 25.4)

(b) The following reports and registrations are required by this order:

1. Primary distributors must register. (Section 4.11 (a))
2. Primary distributors must file reports of production. (Section 4.11 (b), and following paragraphs)
3. Primary distributors who custom slaughter livestock must report the transactions to the board. (Section 3.4 (d))
4. Livestock producer who transfers food acquired by him through custom slaughtering, must report the transfers. (Section 3.4 (e))

*Copies may be obtained from the Office of Price Administration.

18 F.R. 6446, 6614, 6620, 6687, 6840, 6960, 6961, 7115, 7268, 7281, 7455, 7492, 8357, 8540, 8614, 8844, 8869, 9014, 9026, 9217, 9305, 9886, 10085, 10511, 10665, 11955, 12094, 1229, 12485, 12549, 12296, 12403.

5. Registration and reports by new primary distributor establishment. (Sections 13.2, 13.4)

6. Wholesalers must register. (Section 5.2)

7. Wholesalers must report their inventories. (Section 5.4)

8. Wholesalers must report their sales and points on hand. (Section 5.5)

9. Retailers must register. (Section 6.2)

10. Retailers must report their inventories. (Section 6.4)

11. Retailers must report their sales and points on hand. (Section 6.5)

12. Retailers who sell foods in imminent danger of spoilage, at lower point values, must report sales to the board. (Section 6.10 (d), (e))

13. Persons other than retailers, wholesalers, and primary distributors must account for points received for transfer of foods covered by this order. (Section 10.1 (b), (c))

14. Retailer, wholesaler, or primary distributor who wishes to accept points from and make transfers of foods to consumers by mail must notify the district office. (Section 10.4 (i))

15. Persons who transfer foods before receiving points must notify district office of defaults. (Section 10.5 (d))

16. Registration of new retail or wholesale establishment. (Sections 13.1 (c), 13.4)

17. Registration of wholesalers and retailers of canned milk or soft cheeses. (Section 15.5 (c), (d))

18. Notice to board upon closing establishment. (Section 14.1)

19. Reports upon sale of business. (Sections 12.1 (a), 12.2 (a))

20. Purchaser of an establishment must register the establishment acquired by him. (Section 12.3)

21. Industrial users must register. (Section 7.2)

22. Industrial users must report their inventories. (Section 7.4)

23. Industrial users must report their past use of foods. (Section 7.5)

24. Industrial users report their point-free acquisitions. (Section 7.6 (f))

25. Industrial users report their inventories of canned milk. (Section 7.6 (i))

26. Industrial users who register late. (Section 7.7)

27. Person who acquires foods point-free for liquidation by operation of law, or in judicial proceedings must report the acquisition to the district office. (Section 11.9 (b))

28. Insurers or salvagers who acquire foods point-free must report the acquisition to the district office. (Section 11.10 (b))

29. Federal, state, or local institutions which receive foods point-free from governmental investigatory agencies, must report such acquisitions. (Section 22.8 (c))

30. Exporter must account for all foods exported. (Section 21.3)

31. Reports by persons who transfer foods to certain Mexican residents. (Sections 25.3, 25.4)

This amendment shall become effective September 16, 1943.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15175; Filed, September 16, 1943; 4:47 p. m.]

PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A,¹ Amdt. 1]

STOVES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 6.3 (b) (1) is amended to read as follows:

(b) *Trade contracts made before September 1, 1943.* (1) Beginning September 16, 1943, no dealer, distributor or manufacturer may acquire a stove covered by this order, and no person may transfer a stove to him, under a contract, agreement or other arrangement entered into between them before September 1, 1943, unless a certificate was given up by the transferee to the transferor before October 1, 1943. Moreover, in all such cases, the certificate must be given up before the stove may be transferred.

This amendment shall become effective September 16, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507; 77th Cong., Pub. Laws 421 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562, and Supp. Dir. 1-A, 8 F.R. 6018)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15176; Filed, September 16, 1943; 4:47 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 101 Under SR 15 to GMPR]

COLUMBIA TRANSPORTATION CO.

Order No. 101 under § 1499.75 (a) (3) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, Docket No. GF3-3376.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

§ 1499.2201 *Adjustment of maximum prices for contract carrier services of the Columbia Transportation Company, of Cleveland, Ohio.* (a) The Columbia Transportation Company, of Cleveland, Ohio, may sell and deliver contract carrier services consisting of transportation of scrap iron and steel in vessels on the Great Lakes at a price not to exceed \$2.38½ per gross ton.

(b) All requests of the application not granted herein are denied.

(c) This Order No. 101 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 101 (1499.2201) shall become effective as of August 4, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15212; Filed, September 17, 1943; 11:53 a. m.]

¹8 F.R. 11564, 11586.

PART 1499—COMMODITIES AND SERVICES
[Order 105 Under SR 15 to GMPR]

LINDNER BROTHERS TRUCKING, INC.

Order No. 105 under § 1499.75 (a) (3) of Supplementary Regulation No. 15 to the General Maximum Price Regulation; Docket No. GF3-3268.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

§ 1499.2205 *Adjustment of Maximum prices for contract carrier services of Lindner Brothers Trucking, Inc. of Cudahy, Wisconsin.* (a) Lindner Brothers Trucking, Inc. of Cudahy, Wisconsin, may sell and deliver contract carrier services to the Proctor & Gamble Distributing Company of Chicago, Illinois, for "C. O. D." deliveries and "LTL" (less than truck load) shipments at rates not to exceed those set forth in its schedule of proposed rates and charges annexed to its application for adjustment.

(b) All requests of the application not granted herein are denied.

(c) This Order No. 105 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 105 (§ 1499.2205) shall become effective as of the 21st day of September, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15213; Filed, September 17 1943, 11:53 a. m.]

TITLE 49—TRANSPORTATION AND
RAILROADS

Chapter II—Office of Defense Transportation

[General Order ODT 17, Amdt. 3B]

PART 501—CONSERVATION OF MOTOR
EQUIPMENT

SUBPART K—MOTOR CARRIERS OF PROPERTY

General outline. This Amendment 3B to General Order ODT 17, as amended, is a revision of Amendment 3A to said order, by which the provisions of Amendment 3A, which apply only to certain of the Eastern States, are made applicable on a nation-wide basis.

As in Amendment 3A, the principal purpose and effect of this Amendment 3B are to limit the number of wholesale and retail deliveries which may be made weekly to the number specified in Appendix No. 2 to the Amendment and to prohibit the retail delivery of any article, package, or lot of goods which does not weigh more than 5 pounds or which does not exceed 60 inches in combined length and girth. Nearly all wholesale and retail deliveries are prohibited on Sunday. Customers, patrons and shippers are forbidden from causing deliveries to be made in violation of the order

without regard to the type of motor carrier used.

The amendment requires every motor carrier (whether contract or private) to establish, within the territory served by each of its operating units, delivery areas or delivery routes that are neither duplicating nor overlapping and to prepare and keep a map showing such routes or delivery areas. Each motor carrier is prohibited from rendering wholesale or retail delivery service, respectively, over any route or within any delivery area on any greater number of days in a calendar week than the maximum number of wholesale or retail deliveries, respectively, specified in the Appendix No. 2 for the commodities delivered.

The number of wholesale or retail deliveries from one point of origin to one consignee at one point of destination in truckload lots, when carried in the largest truck ordinarily used by the carrier in making such deliveries, is not limited, nor is the number of deliveries which may be made to or from a common carrier of a shipment transported or to be transported by it more than 25 air miles from the boundaries of the municipality or urban community in which the shipment originates.

A wholesale delivery is defined in the amendment as the transportation of property by motor truck from any place of business to another place of business at which the property or service thereon or service utilizing the property is sold or offered for sale at retail, and, conversely, as the transportation of property by motor truck from such retail establishment to any place from which the property or service is supplied to the retail establishment. It will be noted that in determining the character of the delivery the quantity or value of the goods delivered is unimportant; the handling of the goods at the place of delivery is the determining factor.

A retail delivery is defined as the transportation of property by motor truck to any person who acquires at retail the property or service thereon for personal, family, or household use, or consumption, and, conversely, from such person to any business establishment at which the property or service thereon is supplied at retail. In connection with the transportation of fresh milk or cream, and certain other products which may be delivered in combination therewith, retail delivery includes also the transportation of such commodities in any vehicle drawn by animals. Retail delivery includes also the transportation of property to be sold or offered for sale from the vehicle in which transported to any person for personal, family, or household, use or consumption. Here again it will be noted that the quantity or value of the goods delivered is unimportant in determining whether a delivery is a retail delivery. The use to which the goods are put by the person receiving them is the controlling factor.

All wholesale deliveries, except of ice, are forbidden on Sunday. All retail deliveries are also forbidden on Sunday, ex-

cept of ice, fresh milk or cream, or other related dairy products, fruit or vegetable juices or products thereof, or eggs, when delivered together with fresh milk or cream.

The prohibition of the retail delivery of an article, package or lot of goods which does not weigh more than 5 pounds or which does not exceed 60 inches in combined length and girth, is not applicable to retail deliveries of fresh milk or cream or the other allied products mentioned above; to retail deliveries of bread or perishable bakery products delivered by a person engaged exclusively in the sale of bakery products; to retail deliveries of eggs, fresh or frozen fruits or vegetables, fresh, frozen, or preserved meat or poultry, or fish or shell fish, by a person engaged exclusively in the retail sale of any such commodities; to retail deliveries of laundry and garments or fabrics the subject of dry cleaning, dyeing, tailoring, or storage; to retail deliveries of articles which are altered or processed after and as a part of the sale thereof; to retail deliveries of medicines or medical supplies; to retail deliveries of parts and supplies for repairs; to retail deliveries of property sold upon orders received by mail, telephone, or any other system of public communication; to retail deliveries of property to the address of a person, other than the purchaser, which person is to retain possession of the property; or to deliveries made to return or replace property delivered in error or property damaged in delivery.

The amendment applies to retail deliveries by any motor carrier, whether he is a farmer, merchant, manufacturer, retailer, or otherwise.

The provisions of the amendment limiting frequency of delivery service over routes or within delivery areas and limiting the number of deliveries which may be made weekly to a place or person do not apply to deliveries which are exempted by any general or special permit heretofore issued by the Office of Defense Transportation to relieve carriers from the prohibition in General Order ODT 17 against making more than one delivery a day. Neither do the provisions of the amendment apply to delivery operations which are exempted by General Order ODT 17 itself from the prohibition against making more than one delivery a day.

It is recognized that the provisions of the amendment are drastic and that it may be necessary upon proper showing of absolute necessity to grant relief by general or special permits issued by the Office of Defense Transportation to prevent undue public hardship or interference with the prosecution of the war or essential civilian economy. The order contains provisions for the issuance of such permits.

Carriers and customers or patrons should not overlook the fact that General Order ODT 17 and its other amendments will continue to be applicable to deliveries not affected by Amendment 3B, such as deliveries from factory to

factory or from factory to warehouse. The text of Amendment 3B follows:

Pursuant to Executive Orders 8989 and 9156, it is hereby ordered, That Amendment 3A to General Order ODT 17, as amended (7 F.R. 5678, 7694, 9623; 8 F.R. 8278, 8377, 10910), is superseded by the following, and that § 501.77 of said order is hereby amended to read as hereinafter set forth:

§ 501.65 *Definitions.* As used herein:

(a) The term "person" means any individual, partnership, corporation, association, joint-stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative, and includes any department or agency of the United States, any State, the District of Columbia, or any other political, governmental or legal entity.

(b) The term "property" means anything, except persons, capable of being transported by motor truck.

(c) The terms "motor carrier" and "carrier" mean any person other than a person which holds itself out to the general public to engage in the transportation of property for compensation, which engages in the transportation of property by motor truck, and includes contract carriers by motor truck and private carriers by motor truck.

(d) The terms "motor truck" and "truck" mean either (1) a straight truck, (2) a combination truck-tractor and semi-trailer, (3) a full trailer, (4) or any combination thereof, (5) or any other rubber-tired vehicle propelled or drawn by mechanical power or animals when used in the transportation of property, other than a motor vehicle engaged primarily in the transportation of persons.

(e) The term "operating unit" means those motor truck operations performed by a motor carrier wholly within a local area (i. e., within any municipality or urban community or contiguous municipalities or urban communities and a zone extending 25 air miles from the boundaries thereof), together with motor truck operations serving a point or points beyond the local area from a home or base terminal located within such local area, as well as operations performed outside such local area by motor trucks which are operated, maintained, serviced and routed under immediate supervision, direction and control exercised in such local area.

(f) The term "gross weight" means the aggregate weight of a motor truck and its lading.

(g) The term "rated load carrying ability" as applied to a truck means the weight which the tires mounted on the load bearing wheels of such truck are capable of carrying as determined in the manner set forth in Appendix No. 1 attached hereto.

(h) The terms "capacity load" or "loaded to capacity" as applied to a truck mean either (1) the quantity of property, by weight, which may be carried in said truck, determined by deducting the weight of said truck from its rated load carrying ability, or (2) the maximum quantity of property, by volume, which may be stowed by efficient

methods and safely transported in the load bearing space of the truck, whichever quantity is the lesser in weight.

(i) The term "delivery" means the operation of a motor truck by a motor carrier from any one point to any other point for the purpose of enabling such motor carrier to relinquish possession of property after transportation or to take possession of property for transportation, or both, and includes an offer or attempt to so relinquish or take possession of such property.

(j) The term "special delivery" means a delivery other than one made in the course of a normal delivery service.

(k) The term "call back" means any call made by a motor truck of a motor carrier at any given premises, other than for the purpose of making a delivery or for the purpose of repairing, servicing or maintaining such truck.

(l) The term "over-the-road service" means all operations of a motor truck except: (1) those within an area which includes any municipality or urban community and a zone extending twenty-five (25) air miles from the boundaries thereof; (2) those within and between contiguous municipalities or urban communities; (3) those not more than twenty-five (25) miles in length.

(m) The term "local delivery service" means all operations of a motor truck except over-the-road service.

(n) The term "special equipment" means any low-bed motor truck, or any motor truck the primary carrying capacity of which is occupied by mounted machinery.

(o) The term "wholesale delivery" means the transportation of property by motor truck (1) from any place of business to any place of business at which such property, or service thereon or service utilizing such property, is sold or offered for sale at retail, or (2) from any such retail establishment to any place from which such property or service is supplied to such retail establishment.

(p) The term "retail delivery" means the transportation of property by motor truck, or of fresh milk or cream (or other products when delivered in combination therewith) by any vehicle propelled or drawn by mechanical power or animals, (1) to any person who acquires at retail that property, or service thereon, for personal, family, or household, use or consumption, or (2) from any such person to any business establishment at which such property, or service thereon, is supplied at retail. The term "retail delivery" shall also include the transportation of property to be sold or offered for sale from any such vehicle to any person for personal, family, or household, use or consumption.

§ 501.70 *Exemptions.* (a) The provisions of § 501.67 (relating to mileage reduction), paragraph (a) (prohibiting special deliveries) and paragraph (c) (relating to prohibition of more than one delivery a day) of § 501.68, paragraph (a) (requiring full loads and leasing) of § 501.69, and § 501.75 (requiring establishment of delivery areas or routes) and § 501.76 (limiting the number of wholesale and retail deliveries weekly),

of this subpart shall not apply to or include the following:

(1) Any motor truck while actually transporting exclusively any explosive listed in Part 2 of "Regulations for Transportation of Explosives and Other Dangerous Articles" (5 F.R. 4905), promulgated and published by the Interstate Commerce Commission by order of August 16, 1940, effective January 7, 1941, in Docket No. 3666, as amended, pursuant to the provisions of Title 18, section 383, U. S. Code, including explosives, materials and accessories, such as ammunition, black powder, low explosives, liquid nitroglycerine, fireworks, smokeless powder, cordeau detonant, fuzes, igniters or primers, and in addition blasting agents and blasting accessories necessary for the use of any of said explosives: *Provided, however,* That nothing contained in this subparagraph shall be so construed as to relieve any motor carrier from any rule, regulation or order of the Interstate Commerce Commission or other requirement of law pertaining to the transportation exempted hereby;

(2) Any motor truck when engaged exclusively in the transportation of repair or service men and their supplies or equipment;

(3) Any motor truck operated exclusively for the purpose of collecting and disposing of sewage or garbage or rendering other sanitation services, pursuant to Government order, regulation, or contract;

(4) Any motor truck operated exclusively in connection with the construction and maintenance of essential telegraph, telephone, organized radio communications, electric light and power, gas and water supply utilities, and pipe lines, railroads, street railways, and public highways;

(5) Any motor truck while operated under direction of the armed forces of the Federal or a State government;

(6) Any motor truck operated in emergencies exclusively for the purpose of making deliveries of medicines or other supplies or equipment necessary for the protection or preservation of life, health, or for public safety;

(7) Any motor truck operated exclusively for the purpose of making deliveries of telegraph, radio, and cable communications or the United States mail.

(b) The provisions of § 501.67 (requiring mileage reduction), paragraphs (a) (prohibiting special deliveries) and (c) (relating to prohibition of more than one delivery a day) of § 501.68, paragraphs (a) (requiring full loads and leasing) and (b) (prohibiting overloads) of § 501.69, and § 501.75 (requiring establishment of delivery areas or routes) and § 501.76 (limiting the number of wholesale and retail deliveries weekly), of this subpart shall not apply to or include the operation of any special equipment.

(c) The provisions of this subpart shall not apply to or include the following:

(1) Any motor truck, the primary carrying capacity of which is occupied by a mounted tank or tanks;

(2) Any motor truck controlled and operated by any person or persons principally engaged in farming, when used

in the transportation of agricultural commodities and products thereof, from a farm or farms, or in the transportation of farm supplies to a farm or farms: *Provided*, That this exemption shall not apply to the transportation of agricultural commodities or products thereof in retail delivery;

(3) Any motor truck owned, controlled, or operated by the armed forces of any State or of the United States;

(4) Any motor truck engaged in the transportation of property wholly within the boundaries of any industrial or manufacturing plant, or between units of such plant separated only by a public highway, when such transportation is an integral part of the business of such industrial or manufacturing plant.

(d) The provisions of paragraph (b) (limiting frequency of delivery operation on routes or within areas) of § 501.75 and § 501.76 (limiting number of deliveries weekly) of this subpart shall not apply to deliveries which are exempted by general or special permit from the provisions of paragraph (c) (relating to prohibition of more than one delivery a day) of § 501.68.

§ 501.75 *Establishment of delivery areas or routes.* (a) On or before October 11, 1943, every motor carrier shall establish, within the territory presently served by each operating unit of such motor carrier, delivery areas or delivery routes that are neither duplicating nor overlapping, and such carrier shall prepare and currently maintain an appropriate map showing the routes so established or the territorial limits of such delivery areas, for each operating unit.

(b) No motor carrier shall perform wholesale or retail delivery service, respectively, over any given route or within any given delivery area on any greater number of days in any calendar week than the maximum weekly number of wholesale or retail deliveries, respectively, specified in Appendix No. 2 attached hereto for any commodity being delivered over that route, or within that delivery area, by such carrier during that week: *Provided*, That the foregoing restriction shall not apply to any transportation performed for the purpose of making any wholesale or retail delivery, respectively, from one point of origin to one consignee at one point of destination of any shipment constituting a capacity load of the largest motor truck ordinarily operated by the motor carrier in making such delivery.

§ 501.76 *Number of wholesale and retail deliveries limited.* (a) Except as provided in paragraph (b) of this § 501.76, no person shall cause to be made, and no motor carrier shall make, from any one point of origin to any one point of destination during any calendar week:

(1) More than the maximum number of wholesale deliveries and retail deliveries specified in Appendix No. 2 attached hereto for the particular commodity or commodities being delivered: *Provided*, That on any day on which a wholesale or retail delivery is made, one additional wholesale or retail delivery, respectively, may be made if (i) such additional delivery involves property re-

quiring the use of a motor truck other than the type used in making the other delivery, when such truck used in making the additional delivery is specially adapted for and used exclusively in the transportation of such property, and if (ii) both deliveries do not involve the same commodities;

(2) On Sunday, any wholesale deliveries, except of ice, or any retail deliveries, except of ice, or fresh milk or cream, or other related dairy products, fruit or vegetable juices or products thereof, or eggs, when delivered in combination with fresh milk or cream;

(3) Any retail delivery unless the article, package or lot of goods to be delivered to any individual acquirer thereof, irrespective of the size and weight of individual packages comprising such lot, exceeds sixty (60) inches in combined length (i. e., the distance in a straight line between the ends of the article, package or lot) and girth (i. e., the distance around the article, package or lot at the thickest portion) or weighs more than five (5) pounds: *Provided*, That the provisions of this subparagraph (3) shall not apply to the following deliveries or combinations thereof:

(i) To deliveries of fresh milk or cream, or other related dairy products, fruit or vegetable juices or products thereof, or eggs, when delivered in combination with fresh milk or cream;

(ii) To deliveries of bread or perishable bakery products, when delivered by a person engaged exclusively in the sale of bread or bakery products;

(iii) To deliveries of eggs, fresh or frozen fruits or vegetables, fresh, frozen or preserved meat or poultry, or fish or shell fish, when delivered by a person engaged exclusively in the retail sale of any or all of such commodities;

(iv) To deliveries of laundry and garments or fabrics the subject of dry cleaning, dyeing, tailoring, or storage;

(v) To deliveries of articles which are altered or processed after and as a part of the sale thereof;

(vi) To deliveries of medicines or medical supplies;

(vii) To deliveries of parts and supplies for repairs;

(viii) To deliveries of property sold upon orders received by mail, telephone, or any other system of public communication;

(ix) To deliveries of property to the address of a person, other than the purchaser, which person is to retain possession of the property;

(x) To deliveries made to return or replace property delivered in error or property damaged in delivery.

(b) The provisions of paragraph (a) of this § 501.76 shall not apply:

(1) When a wholesale or retail delivery consigned from one point of origin to one consignee at one point of destination constitutes a capacity load of the largest motor truck ordinarily operated by the carrier in making such delivery and

(2) To the transportation of a shipment transported or to be transported by common carrier or freight forwarder more than 25 air miles from the boundaries of the municipality or urban community in which such shipment origi-

nates or originated, or a shipment which is transported or to be transported by common carrier or freight forwarder a distance of more than 25 miles if the shipment does not originate or has not originated in a municipality or urban community.

§ 501.77 *Applicability.* The provisions of this order shall apply in the forty-eight States and the District of Columbia.

Amendment 3A to General Order ODT 17, as amended, is hereby revoked, effective on the effective date of this Amendment 3B.

This Amendment 3B shall become effective October 11, 1943.

(E.O. 8989, 9156; 6 F.R. 6725, 7 F.R. 3349)

Issued at Washington, D. C., this 17th day of September 1943.

JOSEPH B. EASTMAN,

Director,

Office of Defense Transportation.

APPENDIX No. 2

Commodities	Maximum weekly number of wholesale deliveries	Maximum weekly number of retail deliveries
(1) Fresh or frozen meat, poultry, eggs, fruits, vegetables, fish and shell fish, or live plants for food production.....	5	8
(2) Bread and perishable bakery products (excluding dry biscuits, crackers, pretzels, and similar bakery products in packages designed to retain their palatability for an extended period).....	6	8
(3) Alcoholic beverages or wines not including malt beverages.....	1	1
(4) Non-alcoholic beverages (excluding fresh milk or cream, and drinking water when transported in containers exceeding one gallon in capacity), manufactured tobacco products, confectioneries, or a combination thereof.....	2	1
(5) Malt beverages.....	1	1
In bottles.....	1	1
In kegs.....	2	1
<i>Provided</i> , That when a combination delivery of bottled and keg malt beverages is made from one truck, no more than 2 wholesale deliveries may be made during that week.		
(6) Fresh milk or cream, or other related dairy products, fruit or vegetable juices or products thereof, or eggs, when delivered in combination with fresh milk or cream: <i>Provided</i> , That no two retail deliveries shall be made on the same or consecutive days.....	6	4
(7) Ice cream or ices (including ice cream mix and frozen desserts).....	4	1
(8) Magazines and periodicals.....	4	1
(9) Laundry, or garments or fabrics the subject of dry cleaning, dyeing, or tailoring: <i>Provided</i> , That one additional wholesale delivery of laundry may be made to hotels and restaurants, and one additional retail delivery of laundry may be made when the shipment consists exclusively of damp wash.....	3	2
(10) Ice.....	7	7
(11) Parts or supplies for repairs.....	6	6
(12) Cut flowers.....	5	1
(13) Any commodity for which no maximum number of deliveries is specified above in this Appendix No. 2.....	2	2

[F. R. Doc. 43-15179; Filed, September 17, 1943; 10:30 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order No. 216]

CONSTRUCTION INDUSTRY

APPOINTMENT OF INDUSTRY COMMITTEE NO. 67

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, do hereby appoint and convene for the Construction Industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the public: Robert H. Wettach, Chairman, Chapel Hill, North Carolina, Ralph Foss, New York, New York, James K. Pollock, Ann Arbor, Michigan, Right Rev. Msgr. Theodore M. Ryan, Seattle, Washington.

For the employers: James B. Martin, New York, New York, Oscar A. Reum, Chicago, Illinois, Charles Smith, Pensacola, Florida, H. A. Dick, Portland, Oregon.

For the employees: John W. Garvey, Chicago, Illinois, Albert Gossett, Atlanta, Georgia, Abraham W. Muir, Los Angeles, California, Frank Tobin, Boston, Massachusetts.

Such representatives have been chosen with due regard to the geographical regions in which such industry is carried on.

2. For the purpose of this order the term "Construction Industry" means:

The industry carried on by any person engaged in the designing, construction, reconstruction, alteration, repair and maintenance of buildings, structures, and other improvements; the assembling at the construction site and the installation of machinery and other facilities in or upon such buildings, structures, and improvements; and the dismantling, wrecking or other demolition of such improvements and facilities.

a. It includes, but without limitation, houses, stores, factories; highways, railroads, bridges, and streets; sewers and water mains; foundations, piers, abutments and other heavy construction, reclamation; drainage, sanitation, irrigation, flood-control and water-power projects; pipe-lines; harbor and waterways construction and improvement; airports and airfields; transmission lines; and mining, industrial and commercial facilities and appurtenances.

b. *Provided, however*, It shall not include construction carried on by persons, for their own use or occupancy, who are principally engaged in another industry.

3. The definition of the Construction Industry covers all occupations which are necessary to the operations of the Industry: *Provided, however*, That where

an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

4. Any person who, in the opinion of the committee, having a substantial interest in the proceeding and who is prepared to present material pertinent to the question under consideration, may, with the approval of the committee, appear on his own behalf or on behalf of any other person. Moreover, any interested person may submit in writing pertinent data to the committee either through the Administrator or through the chairman of the committee.

5. The industry committee herein created shall meet at 10:00 a. m. on October 5, 1943 in Room 1001, 165 West 46th Street, New York, New York, and, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who, within the meaning of said Act, are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by virtue of the provisions of section 13 (a) and employees coming under the provisions of section 14.

Signed at New York, New York, this 14th day of September, 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-15178; Filed, September 17, 1943; 9:31 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-499]

CONSOLIDATED GAS UTILITIES CORP.

NOTICE OF APPLICATION

SEPTEMBER 14, 1943.

On September 10, 1943, Consolidated Gas Utilities Corporation, a Delaware corporation, whose principal place of business is Braniff Building, Oklahoma City, Oklahoma, filed with the Federal Power Commission an application for a certificate of public convenience and necessity authorizing the construction and operation of a 10 $\frac{3}{4}$ -inch O. D. steel pipe line, approximately 5,600 feet in length, together with necessary accompanying equipment to interconnect two existing parallel 8-inch pipe lines, designated as the "North Line" and "South Line," near Blackwell, Oklahoma, more particularly described in the application. The proposed interconnection between the two parallel lines is to be made so that the carrying capacity of the "North Line" can be effectively utilized to augment gas available in the "South Line," the application states.

Any person desiring to be heard or to make any protest in reference to said application should, on or before the 1st day of October, 1943, file with the Federal Power Commission a petition or protest in accordance with the Commission's Rules of Practice and Regulations. By the Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-15204; Filed, September 17, 1943; 11:35 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Special Permit 76 Under Service Order 133]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

Any common carrier by railroad to re-ice or rebody ice at Council Bluffs, Iowa, Lincoln, Nebraska, Argentine, Kansas, Kansas City, Missouri, or Kansas City, Kansas, any refrigerator car or cars loaded with fresh or green vegetables in straight or mixed carloads originating at any point or points in the State of Colorado.

This permit shall not be construed to allow re-ice or rebody icing of a refrigerator car not equipped with collapsible bunkers in excess of 15,000 pounds when bunker ice is used.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 10th day of September 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15210; Filed, September 17, 1943; 11:41 a. m.]

[Amended Special Permit 4 Under Service Order 147]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

Any common carrier by railroad subject to the Interstate Commerce Act to disregard entirely the provisions of paragraphs (a) and (b) of § 95.317 insofar as they apply to refrigerator cars loaded with fresh or green

fruits, melons, or vegetables originating at any point or points in Arizona or California, waybilled on or after September 1, 1943.

This permit shall become effective at 12:01 a. m., September 1, 1943.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15205; Filed, September 17, 1943; 11:41 a. m.]

[Amended Special Permit 4 Under Service Order 147]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

Any common carrier by railroad subject to the Interstate Commerce Act to disregard entirely the provisions of paragraphs (a) and (b) of § 95.317 insofar as they apply to refrigerator cars loaded with fresh or green fruits, melons, or vegetables originating at any point or points in Arizona, California, or Utah, waybilled on or after September 10, 1943.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 10th day of September 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15206; Filed, September 17, 1943; 11:41 a. m.]

[Special Permit 8 Under Service Order 145]

UNION PACIFIC RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering

paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487) permission is granted for:

The Union Pacific Railroad Company to disregard the provisions of subparagraph (i) of paragraph (a) (2) of § 95.316 of Amendment No. 1 to Service Order No. 145 on refrigerator cars loaded with potatoes waybilled on or after September 1, 1943.

The waybills shall show reference to this special permit.

This permit shall become effective at 12:01 a. m., September 1, 1943.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 31st day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15207; Filed, September 17, 1943; 11:41 a. m.]

[Amended Special Permit 8 Under Service Order 145]

UNION PACIFIC RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487) permission is granted for:

The Union Pacific Railroad Company to disregard the provisions of subparagraph (i) of paragraph (a) (2) and subparagraphs (ii) (iii) of paragraph (b) of § 95.316 of Amendment No. 1 to Service Order No. 145 on refrigerator cars loaded with potatoes. The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 10th day of September 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15208; Filed, September 17, 1943; 11:41 a. m.]

[Special Permit 70 Under Service Order 123]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.307) of Service Order No. 123 of May 14, 1943, as amended, permission is granted for:

Any common carrier by railroad to disregard the provisions of § 95.307 Refrigerator cars insofar as it prohibits reicing in transit refrigerator cars loaded with potatoes originating at any point or points in the State of Texas.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 13th day of September 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15209; Filed, September 17, 1943; 11:41 a. m.]

[Special Permit 77 Under Service Order 133]

TEXAS & PACIFIC RAILWAY CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Texas and Pacific Railway Company to retop ice at Fort Worth, Texas, (initials unknown) 98210 containing vegetables from Lompoc, California, consigned to the Baldwin Pope Marketing Company, St. Louis, Missouri.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 11th day of September 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-15211; Filed, September 17, 1943; 11:41 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2132]

ESTATE OF ANNA MARIE BERNREITHER

In re: Estate of Anna Marie Bernreither, deceased; File D-28-3525; E. T. sec. 5709.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by C. C. Van Emburgh, Sr., Administrator c. t. a., acting under the judicial supervision of the Bergen County Orphans' Court, Bergen County, New Jersey;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address.

Adam Roth, Germany.
Katherine Hock, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Adam Roth, and Katherine Hock and each of them in and to the Estate of Anna Marie Bernreither, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15113; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2133]

BOND AND MORTGAGE GUARANTEE CO.

In re: In the matter of the rehabilitation of Bond & Mortgage Guarantee Co. and plan of readjustment, etc. of rights of the holders of investments in a certain mortgage covering premises known as 175 East 52 Street, Borough of Brooklyn, County of Kings, City and State of New York, guaranteed by Bond and Mortgage Guarantee Company and designated as Guarantee No. 181,331; File No. D-9-100-38-481; E.T. sec. 5417.

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by the Lafayette National Bank of Brooklyn, 100 Livingston Street, Brooklyn, New York, as trustee, acting under the judicial supervision of the Supreme Court of the State of New York in and for the County of Kings;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Guiseppeina Pettignano, Italy.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever in and to income and proceeds of bond and mortgage participation certificate in the amount of \$3,920.00 being part of a bond and mortgage in the sum of \$117,600.00 covering premises known as 175 East 52 Street in the Borough of Brooklyn, County of Kings, City and State of New York issued in guarantee series 181,331 of Bond & Mortgage Guarantee Company and represented by bond and mortgage certificate No. 70930 together with any and all distributable accrued annual income due to the owner of said participation interest represented by said certificate,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the

Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15114; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2134]

ESTATE OF JOHN BRAASCH

In re: The Trust Estate of John Braasch, deceased; File D-28-4295; E. T. sec. 7332.

Under the authority of the Trading with the Enemy Act, as amended, the Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by H. B. Albert, Trustee, acting under the judicial supervision of the District Court of the Sixteenth Judicial District of the State of Montana, in and for the County of Carter;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Emma Becker, Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Emma Becker in and to the Trust Estate of John Braasch, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15115; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2135]

ESTATE OF SALVATORE D'AMBROSIO

In re: Estate of Salvatore D'Ambrosio, deceased; File F-38-6026; E. T. sec. 2663.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Michael S. Volpe, Administrator, acting under the judicial supervision of the Orphans' Court of Montgomery County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Valentina D'Ambrosio, Italy.
Nicolina D'Ambrosio, Italy.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Valentina D'Ambrosio and Nicolina D'Ambrosio, and each of them, in and to the Estate of Salvatore D'Ambrosio, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in

the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15116; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2136]

ESTATE OF CONRAD DEIERLEIN

In re: Estate of Conrad Deierlein, deceased; File D-28-1829; E. T. sec. 1310.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by the Syracuse Trust Company, executor, acting under the judicial supervision of the Surrogate's Court, Onondaga County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Babbette Burkhard and her issue whose names are unknown, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany, and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Babbette Burkhard and her issue whose names are unknown, in and to the estate of Conrad Deierlein, deceased,

All right, title, interest and claim of any kind or character whatsoever of Babbette Burkhard and her issue whose names are unknown, in and to the trust for the benefit of John Deierlein under the Last Will and Testament of Conrad Deierlein, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15117; Filed September 16, 1943; 11:12 a. m.]

[Vesting Order 2137]

ESTATE OF JOHN HONISCH

In re: Estate of John Honisch, deceased; File D-66-439; E. T. sec. 3044.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Carl H. Schrom, Executor, acting under the judicial supervision of the Probate Court of Idaho County, Idaho;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany (Austria), namely,

Nationals and Last Known Address

Heirs of Franz Honisch, deceased, brother of the decedent (names unknown), Germany (Austria).

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany (Austria); and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive

Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Heirs of Franz Honisch, deceased, brother of the decedent (names unknown), and each of them, in and to the Estate of John Honisch, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15118; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2138]

TRUST UNDER WILL OF MAY C. POTTER JONES

In re: Trust under will of May C. Potter Jones, deceased. File D-38-1206; E. T. sec. 5194.

Under the authority of the Trading With the Enemy Act as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by the City Bank Farmers Trust Company, Trustee, acting under the judicial supervision of the Morris County Orphans' Court, of the State of New Jersey, in and for the County of Morris; and
(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Blasco Lanza D'Ajeta, Italy.

The issue of Blasco Lanza D'Ajeta, whose names are unknown, Italy.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the na-

tional interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Blasco Lanza D'Ajeta, the issue of Blasco Lanza D'Ajeta, whose names are unknown, and each of them, in and to the Trust Estate created under the Last Will and Testament of May C. Potter Jones, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15119; Filed, September 16, 1943; 11:12 a. m.]

[Vesting Order 2139]

ESTATE OF ANNIE KLAUSER

In re: Estate of Annie Klauser, deceased. File No. D-28-1845; E. T. sec. 1456.

Under the authority of the Trading With the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by the Empire Trust Company and Leonard S. Saxe, as trustees acting under the judicial supervision of the Surrogate's Court of the State of New York, in and for Bronx County;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emil Krause, Germany.
Else Krause, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Emil Krause and Else Krause, and each of them, in and to the Trust created under the will of Annie Klauser, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15120; Filed, September 16, 1943; 11:15 a. m.]

[Vesting Order 2140]

JOSEPH KLAUSMANN

In re: Trust under will of Joseph Klausmann, deceased; File D-28-2259; E. T. sec. 2976.

Under the authority of the Trading With the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Emil Wohlfarth and Charles Koos, Trustees, acting under the judicial supervision of the Essex County Orphans' Court of Essex County, New Jersey;

Nationals and Last Known Address

And determining that:

Having made all determinations and taken all action, and appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Karl von Frank Zu Dofering, in and to the estate of Claude W. Kress, deceased,

to be held, used, administered, liquidated, sold and otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15123; Filed, September 16, 1943; 11:15 a. m.]

[Vesting Order 2143]

FRANK KURTZ

In re: Estate of Frank Kurtz, deceased; File D-34-107; E. T. sec. 3176.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by Potter Title and Trust Company, Administrator, acting under the judicial supervision of the Orphans' Court of Allegheny County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Johanna Kurtz, Hungary.
Rose Kurtz, Hungary.
Paula Kurtz, Hungary.
Herman Kurtz, Hungary.
Frank Kurtz, Hungary.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Johanna Kurtz, Rose Kurtz, Paula Kurtz, Herman Kurtz and Frank Kurtz, and each of them, in and to the estate of Frank Kurtz, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such returns should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15124; Filed, September 16, 1943; 11:15 a. m.]

[Vesting Order 2144]

MARY STONER LACY

In re: Estate of Mary Stoner Lacy, deceased; File No. F-9-100-28-14132; E. T. sec. 1301.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interest hereinafter described are property which is in the process of administration by the Sewickley Valley Trust Company, Beaver Street, Sewickley, Pennsylvania, as trustee, acting under the judicial supervision of the Orphans' Court, in and for the County of Allegheny, within the State of Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

National and Last Known Address

Karl T. Saul, Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national in-

terest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Karl T. Saul, in and to a trust established for the benefit of Karl T. Saul pursuant to an order of the Orphans' Court of Allegheny County, Pennsylvania, dated December 11, 1923.

to be held, used, administered, liquidated, sold, or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15125; Filed, September 16, 1943; 11:16 a. m.]

[Vesting Order 2145]

GASTON E. LIEBERT

In re: Estate of Gaston A. Liebert, deceased; File D-28-1483; E. T. sec. 158.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Edgar Liebeschutz, also known as Edgar Liebert, administrator, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Artur Bergmann, Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Artur Bergmann in and to the estate of Gaston A. Liebert, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15126; Filed, September 16, 1943; 11:16 a. m.]

[Vesting Order 2146]

LUIGI LONGO

In re: Estate of Luigi Longo, deceased; File D-38-1642; E. T. sec. 3721.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Ben H. Brown, Public Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by, a

national of a designated enemy country, Italy, namely,

National and Last Known Address

Ines Zen Longo, Italy.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Ines Zen Longo in and to the Estate of Luigi Longo, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1 within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15127; Filed, September 16, 1943; 11:16 a. m.]

[Vesting Order 2147]

HERTHA BAUER MAEHLER

In re: Estate of Hertha Bauer Maehler, deceased; File No. D-28-3556; E. T. sec. 5724.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by the Treasurer of the County of Cook, State of Illinois, as depository, acting under the judicial supervision

of the Probate Court of Cook County, Illinois; and

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Clara Bauer von Rosenthal, Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

Cash distributable and payable to Clara Bauer von Rosenthal in the sum of \$3,276.56, which amount was deposited with the Treasurer of Cook County, Illinois, on June 6, 1942, pursuant to order of the court of May 18 and May 28, 1942, to the credit of the aforesaid national,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interests of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15128; Filed, September 16, 1943; 11:17 a. m.]

[Vesting Order 2148]

ANTONIO MARITIZIO

In re: Estate of Antonio Maritizio, deceased; File D-38-1655; E. T. sec. 3774.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Howard J. Wadsworth, Administrator, acting under the judicial supervision of the County (Probate) Court of Marion County, West Virginia;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Maria Terese Oliverio fu Pasquale, Italy.
Maria Maritzio, Italy.
Rosa Maritzio, Italy.
Luigi Maritzio, Italy.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Maria Terese Oliverio fu Pasquale, Maria Maritzio, Rosa Maritzio and Luigi Maritzio, and each of them, in and to the Estate of Antonio Maritzio, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15129; Filed, September 16, 1943; 11:17 a. m.]

[Vesting Order 2149]

JOHN H. D. MEYER

In re: Trust under will of John H. D. Meyer, deceased; File D-28-2535; E. T. sec. 5287.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by National Safety Bank & Trust Company of New York, as Successor Trustee of Frederick H. Schacht, deceased, Surviving Trustee under the Last Will and Testament of John H. D. Meyer, deceased, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Dora Fisher, and her issue, Germany.
Fritz Meyer, and his issue, Germany.
Elise Meyer, and her issue, Germany.
Wilhelmina Meyer, and her issue, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Dora Fisher, Fritz Meyer, Elise Meyer and Wilhelmina Meyer, and their issue, and each of them, in and to the trust estate created under the Last Will and Testament of John H. D. Meyer, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15130; Filed, September 16, 1943; 11:17 a. m.]

[Vesting Order 2150]

ESTATE OF JOHANN A. G. NOACK

In re: Estate of Johann A. G. Noack, deceased; File No. D-28-1402; E. T. sec. 89.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Fred A. Torrace, County Treasurer of Essex County, acting under the judicial supervision of the Surrogate's Court, Essex County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last known address

Ernest Noack, Germany.
Hans Noack, Germany.
Erhard Noack, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Ernest Noack, Hans Noack and Erhard Noack, and each of them, in and to the estate of Johann A. G. Noack, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from

the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15131; Filed, September 16, 1943; 11:17 a. m.]

[Vesting Order 2151]

ESTATE OF EVANGELO OTIDYS

In re: Estate of Evangelo Otids, deceased; File D-38-1250; E. T. sec. 5222.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by Ben H. Brown, Public Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Joachim A. Payotas, Italy.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Joachim A. Payotas, in and to the Estate of Evangelo Otids, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on

Form APC-1 within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15132; Filed, September 16, 1943; 11:17 a. m.]

[Vesting Order 2152]

ESTATE OF LOUISE PUNNETT

In re: Estate of Louise Punnett, deceased; File F-28-13261; E. T. sec. 3278.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Mercantile Trust Company of Baltimore, Administrator C. T. A., acting under the judicial supervision of the Orphans' Court of Baltimore City, Maryland;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Paul Schrader, Germany.
Sophie Schwab Noltenius, Germany.
Hermann Pauli, Germany.
Rudolph Schrader, Germany.
Gustav Schrader, Germany.
Emily Seller, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Paul Schrader, Sophie Schwab Noltenius, Hermann Pauli, Rudolph Schrader, Gustav Schrader and Emily Seller and each of them in and to the Estate of Louise Punnett, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15133; Filed, September 16, 1943; 11:18 a. m.]

[Vesting Order 2153]

ESTATE OF DOMENICO SALEMI

In re: Estate of Domenico Salemi, deceased; File D-38-564; E. T. sec. 6063.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Stanley Verusio, Executor of the Estate of Domenico Salemi, deceased, acting under the judicial supervision of the Surrogate's Court of Kings County, State of New York,

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Alfonso Salemi, Italy.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and,

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Alfonso Salemi, in and to the estate of Domenico Salemi, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return

should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15134; Filed, September 16, 1943; 11:18 a. m.]

[Vesting Order 2170]

ATLANTIC ASSETS CORPORATION

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having found in Vesting Order No. 84, dated July 30, 1942, that Atlantic Assets Corporation is a national of a designated enemy country (Germany);

2. Having vested by said Vesting Order No. 84, dated July 30, 1942, 2,500 shares (1,250 Class A preferred and 1,250 Class B common) of the no par value capital stock of Atlantic Assets Corporation;

3. Finding that of the total issued and outstanding capital stock of Atlantic Assets Corporation, a corporation organized under the laws of the State of Delaware and doing business in the State of New York and a business enterprise within the United States, consisting of 5,000 shares of Class A (preferred) and 5,000 shares of Class B (common), all without par value, 3,750 shares of Class A and 3,750 shares of Class B are registered in the names of the persons listed below in the number appearing opposite each name and, together with the 2,500 shares heretofore vested, constitute all the issued and outstanding capital stock and are evidence of ownership and control of Atlantic Assets Corporation:

	Class A (pre- ferred)	Class B (com- mon)
N. V. Edmund Wagenknecht's Handelmaatschappij	Shares	Shares
Union Trading & Financing Co.	900	950
Lantica Trading Company, Limited.	250	
Albert Jensen	2,600	1,900
T. Rieber		900
Total	3,750	3,750

the shares registered in the names of Albert Jensen and T. Rieber being beneficially owned by Mrs. Hugo Stinnes, Sr., or by Mrs. Hugo Stinnes, Sr., and Hugo Stinnes, Jr., Otto Stinnes, Ernst Stinnes and Hilde Fiedler;

4. Finding that the following named persons, whose last known addresses appear opposite their respective names, are nationals of a designated enemy country (Germany):
Mrs. Hugo Stinnes, Sr., (Clare Wagenknecht Stinnes), Muelheim-Ruhr, Germany.
Hugo Stinnes, Jr., Muelheim-Ruhr, Germany.
Otto Stinnes, Hamburg, Germany.

No. 186—5

Ernst Stinnes, Muelheim-Ruhr, Germany.
Hilde Fiedler, Germany.

5. Finding that N. V. Edmund Wagenknecht's Handelmaatschappij, whose principal place of business is located at Heerengracht 256, Amsterdam, Holland, is a corporation organized under the laws of The Netherlands and is controlled by and acting or purporting to act directly or indirectly for the benefit or on behalf of Mrs. Hugo Stinnes, Sr.;

6. Finding that Union Trading & Financing Co., whose principal place of business is located at Copenhagen, Denmark, is a corporation organized under the laws of Denmark and is owned or controlled by Mrs. Hugo Stinnes, Sr., or by Mrs. Hugo Stinnes, Sr., and Hugo Stinnes, Jr., Otto Stinnes, Ernst Stinnes and Hilde Fiedler;

7. Finding that Lantica Trading Company, Limited, whose principal place of business is located at London, England, is a corporation organized under the laws of England and is owned or controlled by Mrs. Hugo Stinnes, Sr., or by Mrs. Hugo Stinnes, Sr., and Hugo Stinnes, Jr., Otto Stinnes, Ernst Stinnes and Hilde Fiedler;

and determining:

8. That N. V. Edmund Wagenknecht's Handelmaatschappij is controlled by or acting for or on behalf of Mrs. Hugo Stinnes, Sr., and is a national of a designated enemy country (Germany);

9. That Union Trading & Financing Co., and Lantica Trading Company, Limited, are, and each of them is, owned or controlled by Mrs. Hugo Stinnes, Sr., or by Mrs. Hugo Stinnes, Sr., and Hugo Stinnes, Jr., Otto Stinnes, Ernst Stinnes and Hilde Fiedler and are nationals of a designated enemy country (Germany);

10. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

Hereby vests in the Alien Property Custodian the 3,750 shares of Class A (preferred) and 3,750 shares of Class B (common) no par value capital stock of Atlantic Assets Corporation, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof, in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute

an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein, shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 9, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15142; Filed, September 16, 1943; 11:13 a. m.]

[Vesting Order 125, Amdt.]

CAPITAL STOCK OF AMERICAN ASKANIA CORPORATION

Vesting Order Number 125 of August 28, 1942 is hereby amended as follows and not otherwise:

1. By deleting from the list of names and last known addresses of the registered owners of the common stock of American Askania Corporation, a Texas corporation, Houston, Texas, and the number of shares owned by them, respectively, appearing in said Vesting Order, the following names and number of shares:

Names and Last Known Addresses:	Number of shares
Max Roux, Potsdam, Germany, holding for the benefit of himself and/or Askania-Werke, A. G., Berlin, Germany	97
Gerhard Stubbe, who is interned at Fort Sam Houston, Texas, holding for the benefit of the aforesaid Max Roux and/or Askania-Werke, A. G.	2
Albert J. DeLange, Houston, Texas, holding for the benefit of the aforesaid Max Roux and/or Askania-Werke, A. G.	1
Total	100

and

2. By substituting therefor the names of the following persons, who hold beneficially for Askania-Werke, A. G., Berlin, Germany, a national of a designated enemy country (Germany), and the number of shares owned by them, respectively, as registered in the stock record book of American Askania Corporation:

Names and Last Known Addresses:	Number of shares
Max Roux, Potsdam, Germany	1
Gerhard Stubbe, Detention Station, Seagoville, Texas	1
Albert J. DeLange, Guaranty Building, Houston, Texas	1
W. C. Morris, Guaranty Building, Houston, Texas	1
Askania-Werke, A. G., Kaiser Allee 86, Berlin-Friedenau, Germany	1
Max Roux, Trustee, Potsdam, Germany	95
Total	100

All other provisions of said Vesting Order Number 125 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C. on September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15135; Filed, September 16, 1943; 11:13 a. m.]

[Vesting Order 256, Amdt.]

YOKOHAMA SPECIE BANK, LTD. (SAN FRANCISCO)

Re: Certain indebtedness owing by Yokohama Specie Bank, Ltd., (San Francisco) and/or the Superintendent of Banks of the State of California.

Vesting Order Number 256, dated October 27, 1942, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that Yokohama Specie Bank, Ltd., a Japanese corporation, Yokohama, Japan, and Nippon Yusen Kaisha, a Japanese corporation, Tokyo, Japan, and each of them, are nationals of a designated enemy country (Japan);

2. Finding that said Yokohama Specie Bank, Ltd., and said Nippon Yusen Kaisha, and each of them, have established branch offices at San Francisco, California, engaged in the conduct of business within the United States, and are business enterprises within the United States;

3. Finding that liquidation of said San Francisco branch of the aforesaid Yokohama Specie Bank, Ltd., is in the process of administration by a person (namely, the Superintendent of Banks of the State of California) acting under judicial supervision (namely, that of the Superior Court of the State of California, in and for the City and County of San Francisco) within the meaning of Section 2 (f) of the aforesaid Executive Order;

4. Finding that liquidation of said Nippon Yusen Kaisha, or of its assets in the United States, or of its San Francisco branch, is in the process of administration by a person (namely, a trustee in bankruptcy) acting under judicial supervision (namely, that of the United States District Court at San Francisco) within the meaning of Section 2 (f) of the aforesaid Executive Order;

5. Finding that Yoshio Muto, who was formerly Consul General of Japan in San Francisco, is a national of a designated enemy country (Japan);

6. Finding that the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of the aforesaid Yoshio Muto, Nippon Yusen Kaisha, and the latter's San Francisco branch, and each of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or any of them by the aforesaid Yokohama Specie Bank, Ltd., or by its said San Francisco branch or by the aforesaid Superintendent of Banks, including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness,

is (a) an interest in a business enterprise within the United States (namely, the aforesaid Yokohama Specie Bank, Ltd., and/or its San Francisco branch) held by a national or nationals of an enemy country (Japan), and also is (b) property within the United States owned or controlled by a national or nationals of a designated enemy country (Japan), and also is (c) property which is payable or deliverable to, or claimed by, a national or nationals of a designated enemy country (Japan) and which (as hereinbefore stated in subparagraph 3) is in the process of administration by a person acting under judicial supervision;

7. Determining that to the extent that such nationals, or any of them, are persons not within a designated enemy country, the national interest of the United States re-

quires that such persons and each of them be treated as nationals of the aforesaid designated enemy country (Japan);

8. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

9. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 6, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this Order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15136; Filed, September 16, 1943; 11:14 a. m.]

[Vesting Order 378, Amdt.]

INTERESTS OF U. H. OKUBO IN OHMI COMPANY

Whereas, Pursuant to Vesting Order Number 378 of November 18, 1942, the undersigned intended to vest, among other things, all of the interest of U. H. Okubo as a co-partner in and to the partnership known as The Ohmi Company, Los Angeles, California; and

Whereas, in describing said interest of U. H. Okubo in The Ohmi Company in said Vesting Order Number 378, the said interest was described as a substantial interest (namely, 50%);

Now, therefore, Vesting Order Number 378 of November 18, 1942 is hereby amended as follows and not otherwise:

1. By adding to the description of the property found to be the property of a national of a designated enemy country (Japan) in the first subparagraph of said Vesting Order Number 378, the following words "which right, title and interest of U. H. Okubo as a co-partner in The Ohmi Company, a business enterprise within the United

States, is 50% of the income of and 100% of the assets of said business enterprise";

2. By adding to the property described in, and by including in the property vested by, said Vesting Order Number 378 the following described property:

"All property of any nature whatsoever, situated in the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to The Ohmi Company; and all property of any nature whatsoever, situated in the United States, owned or controlled by or payable or deliverable to U. H. Okubo including but not limited to all rights and claims which said U. H. Okubo may have against Tokuzo Nakajima";

3. By deleting the words "a substantial interest (namely, 50%) in" appearing in the first paragraph of said Vesting Order Number 378 and by substituting therefor the following: "ownership of all the assets of and 50% of the income from".

All other provisions of said Vesting Order Number 378 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15137; Filed, September 16, 1943; 11:14 a. m.]

[Vesting Order 494, Amdt.]

RUSS ESTATE COMPANY

Vesting Order Number 494 dated December 12, 1942, is hereby amended as follows and not otherwise:

1. In subparagraph 2 of said Vesting Order the words "registered in the names of and" immediately following the phrase "within the United States," in line 4 of said subparagraph 2, are hereby deleted therefrom;

2. Subparagraph 5 of the said Vesting Order is hereby deleted therefrom and the following is substituted therefor:

5. Finding that 5 of the shares of stock owned by Erich G. Russ referred to in said Exhibit A are registered in the name of the S. F. Bank (San Francisco Bank) Pledgee of Erich G. Russ, the 5 shares of stock owned by Daisy Illing referred to in Exhibit A are registered in the name of the S. F. Bank (San Francisco Bank) Pledgee of Daisy M. Illing, and the 1 share of stock owned by Frederick C. A. Heydenreich referred to in Exhibit A is registered in the name of the S. F. Bank (San Francisco Bank) Pledgee of Friedrich Carl Albert Heydenreich;

3. The word "registered" appearing in the second line of Exhibit A attached to that Vesting Order and by reference made a part thereof, is hereby deleted therefrom.

All other provisions of said Vesting Order Number 494 of December 12, 1942 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15138; Filed September 16, 1943; 11:14 a. m.]

[Vesting Order 924, Amdt.]

ERNEST KRAEMER, FRIEDA BRÜNNERT AND
ADELA KÖTTER

Re: Real property in Milwaukee, Wisconsin, and a bank account, owned by Ernest Kraemer, Frieda Brunnert and Adela Kötter.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernest Kraemer, Frieda Brunnert and Adela Kötter are citizens of Germany whose last known addresses are Adolf Hitler Strasse, Burscheid, Germany, and are nationals of a designated enemy country (Germany);

2. That Ernest Kraemer, Frieda Brunnert and Adela Kötter are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated in Milwaukee, Wisconsin, known as 2011, 2017 and 2019-21 North Seventh Street, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any name or nature whatsoever, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Ernest Kraemer, Frieda Brunnert and Adela Kötter by the First Wisconsin National Bank of Milwaukee, Milwaukee, Wisconsin, including but not limited to all security rights in and to all collateral for any and all such obligations and the right to enforce and collect such obligations and including particularly the bank account in the said First Wisconsin National Bank of Milwaukee, Milwaukee, Wisconsin, which is due and owing to and held for Ernest Kraemer, Frieda Brunnert and Adela Kötter in the name of W. C. Haas, Trustee for Ernest Kraemer, Frieda Brunnert and Adela Kötter.

is property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

Hereby vests in the Alien Property Custodian the property described above, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall

not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 8, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All that tract or parcel of land situated in the City and County of Milwaukee, State of Wisconsin, more particularly described as follows:

Lot Six (6) and the North One-half (N. $\frac{1}{2}$) of Lot Seven (7) in Block Two Hundred Six (206) in Houghton's Addition, being a subdivision of the North part of the East One-half (E. $\frac{1}{2}$) of the West Sixty (60) acres of the East One-half (E. $\frac{1}{2}$) of the North West Quarter (N. W. $\frac{1}{4}$) of Section Twenty (20), Township Seven (7) North of Range Twenty-two (22) East in the City and County of Milwaukee, Wisconsin.

[F. R. Doc. 43-15139; Filed, September 16, 1943; 11:14 a. m.]

[Vesting Order 1251, Amdt.]

DR. ZOLTAN SZTANKAY AND ADA SZTANKAY

Re: Real and personal property owned by Dr. Zoltan Sztankay and Ada Sztankay, his wife.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of both Dr. Zoltan Sztankay and Ada Sztankay, his wife, is Hungary and that they are residents of Hungary and are nationals of a designated enemy country (Hungary);

2. That Dr. Zoltan Sztankay and Ada Sztankay, his wife, are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated in Manhasset, Nassau County, New York, known as 30 Timber Lane, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any name or nature whatsoever of Dr. Zoltan Sztankay and Ada Sztankay and each of them, in and to the following obligation, contingent or otherwise and whether or not matured, including but not limited to all security rights in and to any and all collateral for any and

all such obligations and the right to enforce and collect such obligations:

(i) Obligation of the Chase National Bank, 25 Broadway, New York, New York, arising from a bank account which is due and owing to and held for Dr. Zoltan Sztankay and Ada Sztankay in the name of Dr. Zoltan Sztankay,

(ii) Obligation of the Springfield Fire and Marine Insurance Company of Springfield, Massachusetts, arising from a fire insurance policy No. 13-7948, dated July 21, 1942, issued by the said insurance company to Dr. Zoltan Sztankay and Ada Sztankay, his wife, covering the premises referred to in subparagraph 3-a hereof,

(iii) Obligation of the War Damage Corporation arising from a war risk insurance policy No. 264-56-114, dated July 1, 1942, issued by the said War Damage Corporation through the Springfield Fire and Marine Insurance Company, of Springfield, Massachusetts, as fiduciary, to Dr. Zoltan Sztankay and Ada Sztankay, his wife, covering the premises referred to in subparagraph 3-a hereof.

is property within the United States owned or controlled by nationals of a designated enemy country (Hungary);

And determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this Order) pursuant to Section 2 of said Executive Order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

Hereby vests in the Alien Property Custodian the property described above, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on September 7, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All that certain lot, piece or parcel of land with the buildings and improvements thereon, situate, lying and being at Manhasset, Town of North Hempstead, County of Nassau, and State of New York, known and distinguished on a certain map of property entitled "Subdivision Map of property 'Section A' Strathmore—Vanderbilt Country Club, property of Levitt and Sons, situated at Manhasset, Town of North Hempstead, County of Nassau, State of New York, surveyed by Clarence A. Monroe, P. E. and L. S. 9357, November 1938", and which map was filed in the Office of the Clerk of the County of Nassau on December 16, 1938, under the file map number 3924, as and by the plot number 108, which property is more particularly bounded and described as follows:

Beginning at a point on the easterly side of Timber Lane, distant 165 feet northerly from the corner formed by the intersection of the easterly side of Timber Lane with the northerly side of Sound View Crest; running thence along the easterly side of Timber Lane, the following two courses and distances: (1) along the arc of a circle bearing to the right, having a radius of 475 feet, and whose chord bears North 4 degrees 24 minutes 44 seconds West, a distance of 89.65 feet; and (2) along the arc of a circle bearing to the right, having a radius of 133.91 feet, and whose chord bears North 7 degrees 34 minutes 32 seconds East, a distance of 30.76 feet; thence South 72 degrees 15 minutes 34 seconds East 151.05 feet; thence South 15 degrees 28 minutes 25 seconds West 80 feet; thence North 88 degrees 20 minutes 56 seconds West 119.73 feet to the easterly side of Timber Lane, at the point or place of beginning.

Premises known as 30 Timber Lane, Manhasset, New York.

[F. R. Doc. 43-15140; Filed, September 16, 1943; 11:14 a. m.]

[Vesting Order 1448, Amdt.]

LAWRENCE, STEVE, JOSEPHINE AND PETE
FACCARO

Re: Real property located in Memphis, Tennessee, and bank accounts, owned by Lawrence Faccaro, Steve Faccaro, Josephine Faccaro and Pete Faccaro.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Lawrence Faccaro, Steve Faccaro, Josephine Faccaro and Pete Faccaro is Via Garibaldi 8, Bassignana, Italy, and that they are residents of Italy and are nationals of a designated enemy country (Italy);

2. That Lawrence Faccaro, Steve Faccaro, Josephine Faccaro and Pete Faccaro are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows:
a. Real property situated in Memphis, Shelby County, Tennessee, known as 1009, 1011 and 1013 Jackson Avenue and 599, 603, 607, 609, 611, 615 and 617 Decatur Street, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, bene-

fits or other payments arising from the ownership of such property, and

b. All right, title, interest and claim of any name or nature whatsoever of Lawrence Faccaro, Steve Faccaro, Josephine Faccaro and Pete Faccaro, and each of them, in and to all obligations, contingent or otherwise and whether or not matured, owing to them, or any of them, by the National Bank of Commerce, Memphis, Tennessee, including but not limited to all security rights in and to any and all collateral for any or all of such obligations and the right to enforce and collect such obligations, and including particularly four bank accounts in said bank in the names of Lawrence Faccaro, Homer Harris, Agent; Steve Faccaro, Elmer Harris, Agent; Josephine Faccaro, Elmer Harris, Agent; and Pete Faccaro, Elmer Harris, Agent; which are due and owing to, and held for, Lawrence Faccaro, Steve Faccaro, Josephine Faccaro and Pete Faccaro, respectively.

is property within the United States owned or controlled by nationals of a designated enemy country (Italy);

And determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraph 3-a hereof) belonging to the same nationals of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Italy);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

Hereby vests in the Alien Property Custodian the property described above, subject to reorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in

section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 8, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All that lot or parcel of land lying or being in Shelby County, Tennessee, described as follows:

Lots Nos. Seventeen (17) and Twenty-three (23) Block No. Eleven (11) of Brinkley and Snowden Subdivision, as per plat of record in Plat Book 1 page 38 of the Register's Office of Shelby County, Tennessee.

Beginning at the southwest corner of Jackson Avenue and North Decatur Street; running thence south with North Decatur Street three hundred and thirteen (313) feet to Greenlaw Avenue; thence west with Greenlaw Avenue sixty (60) feet; thence north three hundred and five and four tenths (305.4) feet to Jackson Avenue; thence east with Jackson Avenue sixty and seven tenths (60.7) feet to the point of beginning.

[F. R. Doc. 43-15141; Filed, September 16, 1943; 11:15 a. m.]

[Vesting Order 2154]

ESTATE OF MICHAEL SCARANO

In re: Estate of Michael Scarano, deceased, File D-38-515; E. T. sec. 5667.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by Frank Scarano, Administrator, acting under the judicial supervision of the District Court of the United States for the District of Columbia;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Michelina S. Fusilla, Italy.
Pasquina Aulisi, Italy.
Laurenzo Aulisi, Italy.
Annina Aulisi, Italy.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Michelina S. Fusilla, Pasquina Aulisi, Laurenzo Aulisi, and Annina Aulisi, and each of them, in and to the Estate of Michael Scarano, deceased, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such returns should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15187; Filed, September 17, 1943; 10:27 a. m.]

[Vesting Order 2155]

WILLIAM SEIDEL

In re: Trust under the Will of William Seidel, deceased; File D-28-2443; E. T. sec. 3457.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

- (1) The property and interests hereinafter described are property which is in the process of administration by Peter A. Schwabe, Executor, acting under the judicial supervision of the Circuit Court of the State of Oregon, in and for the County of Clackamas;
- (2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Louise Seidel, German.

And determining that:

- (3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Louise Seidel in and to the Estate of William Seidel, deceased, and in and to the Trust Estate created under the Will of William Seidel, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the

interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15188; Filed, September 17, 1943; 10:27 a. m.]

[Vesting Order 2156]

MORRIS STINER

In re: Estate of Morris Stiner, also known as Morris Steiner, deceased; File No. D-6-142 E. T. sec. 1694.

Under the authority of the Trading with the Enemy Act as amended, and Executive Order 9095 as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

- (1) The property and interests hereinafter described are property which is in the process of administration by Bertha Appel, Executrix, and Abraham Karp, Executor, acting under the judicial supervision of the Surrogate's Court, Queens County, State of New York.
- (2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely

National and Last Known Address

Wilhelm Steiner, Germany.

And determining that:

- (3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Wilhelm Steiner, in and to the estate of Morris Stiner, also known as Morris Steiner, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15189; Filed, September 17, 1943; 10:27 a. m.]

[Vesting Order 2157]

ANAST TAHOU

In re: Estate of Anast Tahou, deceased; File D-30-124; E. T. sec. 6071.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

- (1) The property and interests hereinafter described are property which is in the process of administration by Lucas D. Phillips, Administrator, acting under the judicial supervision of the Circuit Court of Loudoun County, Virginia;
- (2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Theodor Tahou, Rumania.
Leonidas Tahou, Rumania.

And determining that:

- (3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Rumania; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Theodor Tahou and Leonidas Tahou, and each of them, in and to the estate of Anast Tahou, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15190; Filed, September 17, 1943; 10:27 a. m.]

[Vesting Order 2158]

KATHERINE HEINZ THEE

In re: Estate of Katherine Heinz Thee, deceased; File D-57-86; E. T. sec. 6045.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Joseph J. Rosenbluth and Anna Thee, Executors, acting under the judicial supervision of the Orphans Court, Philadelphia County, Pennsylvania,

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Anton Muzar, Rumania.

Rosalie Muzar Koveinal, Rumania.

Children and lineal descendants of Anton Muzar and Rosalie Muzar Koveinal, names unknown, Rumania.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Rumania; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Anton Muzar, Rosalie Muzar Koveinal and children and lineal descendants of Anton Muzar and Rosalie Muzar Koveinal, names unknown, and each of them, in and to the estate of Katherine Heinz Thee, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15191; Filed, September 17, 1943; 10:27 a. m.]

[Vesting Order 2159]

IGNATZ WEISKOPF

In re: Estate of Ignatz Weiskopf, deceased; File D-28-3704; E. T. sec. 6125.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Frederick F. Hillier, 110 E. Main Street, Madison, Wisconsin, Administrator, acting under the judicial supervision of the County Court of Dane County, State of Wisconsin;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heinrich Weiskopf, Germany.

Person or persons, names unknown, legal heirs of Ignatz Weiskopf, deceased, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Or-

der or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Heinrich Weiskopf and person or persons, names unknown, legal heirs of Ignatz Weiskopf, deceased, and each of them, in and to the estate of Ignatz Weiskopf, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15192; Filed, September 17, 1943; 10:28 a. m.]

[Vesting Order 2160]

ALBERT WENDTLAND

In re: Estate of Albert Wendtland, also known as Alb. Wendtland, deceased; File D-28-3633; E. T. sec. 5917.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by William Lotz, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Alameda;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Agnes DeCoon, Germany.

Ida Rode, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires

that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Agnes De-Coon and Ida Rode, and each of them, in and to the Estate of Albert Wendtland, also known as Alb. Wendtland, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1 within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15193; Filed, September 17, 1943; 10:28 a. m.]

[Vesting Order 2161]

H. EMIL WILDENHAIN

In re: Mortgage Participation Certificate of H. Emil Wildenhain; File F-28-862; E. T. sec. 378.

Under the authority of the Trading with the Enemy Act as amended, Executive Order 9095 as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by the First National Bank of Jersey City, sole substituted trustee, acting under the judicial supervision of the Court of Chancery of New Jersey;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

H. Emil Wildenhain, Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany, and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of H. Emil Wildenhain, in and to the Mortgage Participation Certificate No. 103 for \$3,000.00 issued by the Steneck Title & Mortgage Guaranty Company, Hoboken, New Jersey,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15194; Filed, September 17, 1943; 10:28 a. m.]

[Vesting Order 2169]

EMMA WALTERS

In re: Estate of Emma Walters, deceased; File D-28-3750; E. T. sec. 6261.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Mathew M. Pendo, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Elise Fritz, Germany.
Gertrude Graap, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Elise Fritz and Gertrude Graap, and each of them in and to the Estate of Emma Walters, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 9, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15195; Filed, September 17, 1943; 10:28 a. m.]

[Vesting Order 508, Amdt.]

MARTIN LUIPPOLD

In re: Estate of Martin Luippold, deceased; File D-28-1499; E. T. sec. 267.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Andrew Luippold, Administrator, acting under the judicial supervision of the Probate Court, of the State of Massachusetts, in and for the County of Franklin;

(2) Such property and interests are payable or deliverable to, or claimed by nationals

of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Jacob Luippold, Germany.
Christiana Haage, Germany.
Marie Jenter, Germany.
John Goetz, Germany.
Christian Goetz, Germany.
Issue of Anna Herrman, deceased, Germany.
Issue of George Luippold, deceased, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Jacob Luippold, Christiana Haage, Marie Jenter, John Goetz, Christian Goetz, Issue of Anna Herrman, deceased, and Issue of George Luippold, deceased, and each of them, in and to the Estate of Martin Luippold, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15182; Filed, September 17, 1943; 10:28 a. m.]

[Vesting Order 1165, Amdt.]

FRANCIS J. PACKWOOD

In re: Estate of Francis J. Packwood, deceased; File D-66-209; E. T. sec. 1245. Vesting Order Number 1165 dated March 29, 1943 is hereby amended as follows and not otherwise:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests described below in subparagraphs (a) and (b) are property which is in the process of administration by Florida National Bank of Jacksonville, Administrator, acting under the judicial supervision of the County Judge's Court of the State of Florida in and for the County of Duval;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Millicent Drake, Italy.

(3) The property and interests described in subparagraph (b) are property within the United States owned or controlled by the aforesaid national of a designated enemy country, Italy; and

Determining that:

(4) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

(a) All right, title, interest and claim of any kind or character whatsoever of Millicent Drake in and to the estate of Francis J. Packwood, deceased; and

(b) That certain real property, together with all fixtures, improvements and appurtenances thereto, situated in Volusia County, Florida, State of Florida, and particularly described as follows:

All that certain lot, piece or parcel of land with the buildings and improvements thereon, situate, lying and being in Volusia County, Florida, bounded and described as follows:

S½ of N 52 46½ chains of Jane Murray Grant 104 acres, section 49, Township 18 South, Range, 34 East, Volusia County, Florida, and S½ of N 52 46½ chains of E 8 chains of Jane Murray Grant (21 acres) section 48, Township 18 South, Range 34 East, Volusia County, Florida, including riparian rights

subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on September 9, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15183; Filed, September 17, 1943; 10:29 a. m.]

[Vesting Order 1653, Amdt.]

MARTIN RESCH

In re: Trust u/w Martin Resch, deceased; File D-28-2353; E. T. sec. 3535.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by American Trust Company, Trustee of the trust under the will of Martin Resch, deceased, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara, California;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heirs, personal representatives or assigns, names unknown, of Margaret Resch who died a resident of Germany, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of the heirs, personal representatives or assigns, names unknown, of Margaret Resch, deceased, and each of them in and to a trust created under the will of Martin Resch, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return

such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: September 9, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15184; Filed, September 17, 1943; 10:29 a. m.]

[Vesting Order 1861, Amdt.]

ESTATE OF M. RICHTER

In re: Partition proceedings: J. M. Smith, Plaintiff, vs. J. J. Lorenz, as Administrator, of the Estate of M. Richter, deceased, Defendant, filed in the Circuit Court of Wood County, West Virginia, in Chancery #8335, April 8, 1942; File F-28-13347; E. T. sec. 4289.

Whereas, Vesting Order Number 1861 vested the property and interests of Edwin Lorenz, a national of Germany, in accordance with the information furnished in Form APC-3, and it now develops that the correct name of this national is Erwin Lorenz,

Now, therefore, Vesting Order Number 1861 is hereby amended as follows and not otherwise:

The name "Erwin Lorenz" is substituted in the place and stead of the name "Edwin Lorenz", wherever the latter appears in said order.

All other provisions of such Vesting Order Number 1861 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Dated: September 7, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15185; Filed, September 17, 1943; 10:29 a. m.]

DELEGATION OF AUTHORITY TO THE CHIEF, ESTATES AND TRUSTS SECTION, TERRITORY OF HAWAII

Pursuant to the authority vested in me by the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, I, Leo T. Crowley, Alien Property Custodian, do hereby authorize and empower the Chief, Estates and Trusts Section, Office of Alien Property Custodian, Territory of Hawaii, to take such

action as he deems necessary within the Territory of Hawaii in the administration of paragraph 5 of Executive Order 9095, as amended, and General Orders 5-H, 6-H and 20, issued pursuant to said Executive Order 9095, as amended. The authority hereby conferred upon the Chief, Estates and Trusts Section, Office of Alien Property Custodian, Territory of Hawaii, shall be exercised under the general supervision of the Assistant to the Alien Property Custodian in charge of the Property Division, Washington, D. C., whose actions heretofore taken pursuant to the power and authority conferred upon him by me under an instrument dated August 1, 1942, are hereby approved, confirmed and ratified.

Executed at Washington, D. C., on September 17, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-15186; Filed, September 17, 1943; 10:34 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 1 Under MPR 227]

DRIED FRUITS

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1341.358a of MPR 227, It is ordered:

(a) Packers are authorized to sell and deliver the dried fruits of the 1943 crop covered in Maximum Price Regulation No. 227 under an agreement with the buyer in each case to adjust the selling price to conform with maximum prices to be established by the Office of Price Administration for such items.

(b) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective September 21, 1943.

SCHEDULE A

Preference rating order	Serial No.	Name and address of builder	Location of project	Issuance date
P-19-e.....	44357	Michigan State Highway Dept., Lansing, Mich.	Chippewa County, Mich....	9/10/43
P-19-h.....	48807	Continental Oil Co., Ponca City, Okla.....	Ponca City, Okla.....	9/11/43

[F. R. Doc. 43-15165; Filed, September 16, 1943; 3:35 p. m.]

WAR SHIPPING ADMINISTRATION.

VESSELS "JOSEPH WHARTON" AND "PEQUOT"

DETERMINATION OF OWNERSHIP

Notice of determination of War Shipping Administration with respect to the vessels "Joseph Wharton," Official Number 201407 and "Pequot," Official Number 208631, pursuant to section 3 (b) of the Act approved March 24, 1943 (Public Law 17-78th Congress—1st session).

Notice is given that pursuant to section 3 (b) of the Act approved March 24, 1943, Public Law 17, 78th Congress, 1st session, the following determinations have been made:

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 7681)

Issued this 16th day of September 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-15166; Filed, September 16, 1943; 4:47 p. m.]

Regional and District Office Orders.

[South Bend Order G-1 Under MPR 426]

LETTUCE AND CABBAGE IN SOUTH BEND DISTRICT

Correction

F.R. Doc. 43-14707, appearing on page 12490 of the issue for Friday, September 10, 1943 was incorrectly designated "Region III Order G-1 Under MPR 426". The order was issued by the South Bend District office.

WAR PRODUCTION BOARD.

NOTICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF REVOCATION ORDERS REVOKING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain Revocation Orders listed in Schedule A below, revoking Preference Rating Orders issued in connection with, and stopping the construction of the projects affected. For the effect of each such order upon Preference Ratings, construction of the project and delivery of materials therefor, the Builder and Suppliers affected shall refer to the specific order issued to the Builder.

Issued this 16th day of September 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

Whereas on November 5, 1942, the title to the vessels "Joseph Wharton," Official Number 201407 and "Pequot," Official Number 208631 (including all spare parts appertaining thereto, whether aboard or ashore), was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the Act approved March 24, 1943 (Public Law 17, 78th Congress, 1st session), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum,

or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the Act of June 6, 1941 (Public Law 101, Seventy-Seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the *FEDERAL REGISTER*, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking: *Provided, however*, That no such determination shall be made with respect to any vessel after the expiration of a period of two months after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner.

Whereas just compensation for the said vessels has not been determined by the Administrator, War Shipping Administration, and no part thereof has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessels, their spare parts and appurte-

nances, is not required by the United States; and

Whereas, by mutual agreement between the Administrator, War Shipping Administration, and the McNeal Edwards Co. of Reedville, Virginia, the former owner of said vessels, the former owner has consented to the determination by the Administrator that the use rather than the title of the said vessels, their spare parts and appurtenances, shall be deemed to have been requisitioned as of the date of the original taking thereof, namely, November 5, 1942; and the parties have also mutually agreed that such requisition for use shall be terminated and the said vessels redelivered to the former owner, effective as of April 9, 1943;

Now, therefore, I, Emory S. Land, Administrator, War Shipping Administration, acting pursuant to the above-quoted provision of law, do determine that the ownership of said vessels, their spare parts and appurtenances, is not

required by the United States, and that the requisition of the above-mentioned vessels, their spare parts and appurtenances, on November 5, 1942, shall, from and after the date of publication hereof in the *FEDERAL REGISTER*, be deemed to have been, for all purposes, requisition of the use rather than of the title of said vessels, their spare parts and appurtenances, as of the date of the original taking thereof, namely, November 5, 1942; and

It is further determined that the requisition of the use of said vessels be terminated effective as of April 9, 1943, and that the said vessels be redelivered to the former owner, namely, the McNeal Edwards and Co. of Reedville, Virginia, effective as of said April 9, 1943.

Dated: September 16, 1943.

[SEAL]

E. S. LAND,
Administrator.

[F. R. Doc. 43-15196; Filed September 17, 1943; 11:00 a. m.]